

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES

OF THE
STATE OF LOUISIANA

TWENTY-FIFTH DAY'S PROCEEDINGS

Twenty-ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 15, 2003

The House of Representatives was called to order at 1:30 P.M., by the Honorable Charlie DeWitt, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Fruge	Odinet
Alario	Futrell	Perkins
Alexander, E	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Stelly
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devillier	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell

Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright

Total—105

ABSENT

Total—0

The Speaker announced that there were 105 members present and a quorum.

Prayer

Prayer was offered by Rev. Paul Perricone.

Pledge of Allegiance

Students from Highland Baptist Church led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Frith, the Journal of May 14, 2003, was adopted.

Petitions, Memorials and
Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

SENATE BILLS

May 15, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 190, 349, 385, 388, 723, 828, 949, 957, 963, 1115, 1119, and 1121

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Richmond, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions
on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

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SENATE BILL NO. 190— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:701(28), 723(A)(1), 728(A) and (B)(1)(a)(ii), and 783(D)(1)(a), relative to the Teachers' Retirement System of Louisiana; to provide with respect to monthly retirement benefits paid in advance; to provide with respect to selection of option for method of payment after death of member; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 349— BY SENATOR HOLDEN

AN ACT

To amend and reenact R.S. 49:308(E)(2)(d) and (e), relative to the deposit of state funds; to exempt the Board of Supervisors of Community and Technical Colleges and its institutions from the requirement of depositing all funds into the state treasury; to make technical changes relative to certain exempt postsecondary entities; and to provide for related matters.

Read by title.

SENATE BILL NO. 385— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 40:35, 40(3), 52, and 54 and repeal R.S. 40:40(7), relative to fees for certified copies of vital records; to provide for an increase in the fee for the issuance of an initial death certificate issued to a funeral director; to provide for burial transit permits for bodies to be cremated or removed from the state; to provide for the prerequisites for such a certificate; to provide relative to failure to complete medical certification; to provide for prerequisites for permits; to repeal the fee for the issuance of a burial permit; and to provide for related matters.

Read by title.

SENATE BILL NO. 388— BY SENATORS SCHEDLER, BAJOIE, C. JONES AND HOLDEN

AN ACT

To enact R.S. 46:153.3(C), relative to medical vendor reimbursements; to prohibit restrictions on the prescribing of atypical antipsychotic drugs for Louisiana Medicaid recipients; to prohibit restrictions of prescription drugs for those Medicaid recipients who are diagnosed with HIV/AIDS; and to provide for related matters.

Read by title.

SENATE BILL NO. 723— BY SENATORS HAINKEL AND HOYT

AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), and (6) and to enact R.S. 11:2260(A)(2)(g) and (h) and to repeal R.S. 11:2260(A)(2)(d), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 828— BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 27:353(4), 361(C), and 392(B)(2)(b), (3)(a), (b), and (c)(i), and (4), and (6) and to enact R.S. 27:363(C), 372.1 and 392(B)(3)(d), relative to Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to

provide with respect to slot machine gaming at live racing facilities; to authorize slot machine gaming at an eligible facility in Orleans Parish; to create the Bossier Parish Truancy Program Fund; to provide with respect to the allocation of revenue from facilities in certain parishes; to provide for the authority of the Gaming Control Board to approve, execute, and implement an amendment of the casino operating contract and issue or modify regulatory approvals related thereto; to provide limitations on the number of slot machines operated at an eligible facility in Orleans Parish; and to provide for related matters.

Read by title.

SENATE BILL NO. 949— BY SENATOR SCHEDLER

AN ACT

To amend and reenact Civil Code Arts. 573 and 1514, to enact R.S. 9:1202, and to repeal Code of Civil Procedure Art. 3154.1, relative to security for a surviving spouse; to provide for forms of security for legal usufruct of a surviving spouse; to provide for dispensation of security of a surviving spouse; and to provide for related matters.

Read by title.

SENATE BILL NO. 957—

BY SENATORS CRAVINS, BAJOIE, C. JONES, LENTINI, MICHOT, MOUNT, BOISSIERE, HOLLIS, CHAISSON, FIELDS, HOLDEN, IRONS, B. JONES, MARIONNEAUX, SCHEDLER, TARVER, THOMAS, ADLEY, BARHAM, CAIN, DARDENNE, DEAN, DUPRE, ELLINGTON, GAUTREAUX, HEITMEIER, HINES, HOYT, JOHNSON, LAMBERT, MALONE, MCPHERSON, ROMERO, SMITH AND ULLO AND REPRESENTATIVES LANDRIEU, HUNTER, MARTINY, WINSTON, ALARIO, ANSARDI, ARNOLD, BALDONE, BAUDOUIN, BAYLOR, BROOME, BRUCE, CAPELLA, K. CARTER, CROWE, DAMICO, DANIEL, DARTEZ, DOERGE, DOWNER, DOWNS, FAUCHEUX, FRITH, GALLOT, GLOVER, GREEN, GUILLORY, HEATON, HEBERT, HILL, HONEY, HUDSON, ILES, L. JACKSON, JOHNS, KENNARD, LAFLEUR, LUCAS, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PEYCHAUD, PIERRE, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SCHWEGMANN, JACK SMITH, SNEED, STELLY, STRAIN, TOOMY, TOWNSEND AND WELCH

AN ACT

To amend and reenact R.S. 46:2601(A)(1) and 2603(A) and (B)(2), to enact Chapter 11 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:671 through 673, Part I of Chapter 45 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2600, and R.S. 46:2605.1, 2605.2, 2605.3, and 2605.4, to designate Part II of Chapter 45, comprising R.S. 46:2601 through 2606 as "Part II. Children's Cabinet, Children's Budget, and Affiliated Boards", all relative to juvenile justice; to create the Joint Legislative Juvenile Justice Policy Priority Committee, including a plan for the recommendation of a Department of Children, Youth, and Families; to continue beyond August 15, 2003, the Children's Cabinet; to provide definitions for certain provisions governing the Children's Cabinet; to provide with respect to the powers and duties of the Children's Cabinet; to provide with respect to the preparation of the children's budget; to create the Children's Cabinet Research Council; to create the Louisiana Juvenile Justice Planning and Coordination Board; to create nine regional juvenile justice planning and coordination advisory boards; to provide for the standardization of service regions; and to provide for related matters.

Read by title.

SENATE BILL NO. 963—

BY SENATORS CRAVINS, MICHOT, IRONS AND HOLDEN AND REPRESENTATIVES K. CARTER, GLOVER, GUILLORY, M. JACKSON AND MORRELL

AN ACT

To enact R.S. 15:902.2, relative to juvenile institutions; to provide for the closure of Swanson Correctional Center for Youth-Madison Parish Unit; to require the Department of Public Safety and Corrections to develop a plan for closure of the facility and

placement of the youth confined at the facility; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1115—
BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:1856(E) and (F)(1)(a)(i) and 1857(B)(2) and Section 2 of Act No. 1149 of the 2001 Regular Session of the Legislature, relative to ad valorem property taxes paid under protest; to provide with regard to credits and refunds of ad valorem property taxes; to provide with regard to the use of certain tax funds; to provide for a special effective date and the application of the Act to certain payment; and to provide for related matters.

Read by title.

SENATE BILL NO. 1119—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact Sections 2 and 3 and to enact Section 1(C), Section 1.1, Section 2.1, and Section 9 of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 999 of the 1991 Regular Session of the Legislature, Act No. 570 of the 1992 Regular Session of the Legislature, and Act No. 440 of the 1997 Regular Session of the Legislature, relative to the St. Tammany Parish Hospital Service Districts No. 1 and 2; to abolish the current board of commissioners for St. Tammany Parish Hospital Service District No. 2 and to provide for the appointment of a new board; to provide for a nominating committee to nominate candidates to the appointing authorities; to provide for the qualifications for members of the board of commissioners of the St. Tammany Parish Hospital Service District No. 2; to provide for terms of office for the nominating committee and the board of commissioners; to provide for authority to levy a sales and use tax; and to provide for related matters.

Read by title.

SENATE BILL NO. 1121—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 47:1856(E) and 2110(A)(2), and Section 2 of Act No. 1149 of the 2001 Regular Session, relative to ad valorem property tax; to provide with respect to certain ad valorem taxes which are in dispute and payment of such taxes made under protest; to provide for notice in matters where the assessments of certain ad valorem taxes are in dispute and payment of such taxes is made under protest; and to provide for related matters.

Read by title.

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 15, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 1
Returned without amendments.

House Concurrent Resolution No. 90
Returned without amendments.

House Concurrent Resolution No. 117

Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 15, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 11
Returned without amendments.

House Bill No. 18
Returned without amendments.

House Bill No. 23
Returned with amendments.

House Bill No. 44
Returned with amendments.

House Bill No. 97
Returned without amendments.

House Bill No. 125
Returned without amendments.

House Bill No. 242
Returned without amendments.

House Bill No. 287
Returned without amendments.

House Bill No. 328
Returned without amendments.

House Bill No. 394
Returned without amendments.

House Bill No. 407
Returned without amendments.

House Bill No. 495
Returned without amendments.

House Bill No. 498
Returned without amendments.

House Bill No. 539
Returned without amendments.

House Bill No. 559
Returned without amendments.

House Bill No. 568
Returned without amendments.

House Bill No. 569
Returned without amendments.

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House Bill No. 571
Returned without amendments.

House Bill No. 602
Returned without amendments.

House Bill No. 606
Returned without amendments.

House Bill No. 607
Returned without amendments.

House Bill No. 608
Returned without amendments.

House Bill No. 609
Returned without amendments.

House Bill No. 718
Returned without amendments.

House Bill No. 739
Returned without amendments.

House Bill No. 806
Returned without amendments.

House Bill No. 826
Returned with amendments.

House Bill No. 850
Returned without amendments.

House Bill No. 896
Returned without amendments.

House Bill No. 970
Returned without amendments.

House Bill No. 1003
Returned without amendments.

House Bill No. 1168
Returned without amendments.

Respectfully submitted,
MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 15, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 85, 86, and 87

Respectfully submitted,
MICHAEL S. BAER, III

Secretary of the Senate

Suspension of the Rules

On motion of Rep. McVea, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 85— BY SENATOR HOLDEN AND REPRESENTATIVE MCVEA A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of Vern J. Bidwell, West Feliciana police juror.

Read by title.

On motion of Rep. McVea, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 86— BY SENATOR HOYT AND REPRESENTATIVE FRITH A CONCURRENT RESOLUTION

To offer the sincere condolences of the Legislature of Louisiana upon the untimely death of Benjamin Trey Duhon, a beloved son, grandson and brother.

Read by title.

On motion of Rep. Frith, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 87— BY SENATOR ADLEY A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Judge Charles A. "Corky" Marvin, and to recognize his paramount contributions to the state, to his family and friends, and to his community.

Read by title.

On motion of Rep. Doerge, and under a suspension of the rules, the resolution was concurred in.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 10— BY SENATOR THEUNISSEN AN ACT

To amend and reenact R.S. 15:254.6(B)(2) relative to compulsory process; to provide for the use of unexpended and unencumbered funds in the witness fee account for the town of Welsh; to provide that surplus funds may be deposited into the town's general fund to pay for infrastructure improvements and equipment; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 191—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:783(A)(3)(a) and to repeal R.S. 11:783(A)(3)(f), relative to the Teachers' Retirement System of Louisiana; to provide with respect to the Initial Lump-Sum Benefit; to provide with respect to creditable service; to provide with respect to reemployment after termination; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 201—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:728(A)(4), relative to the Teachers' Retirement System of Louisiana; to provide with respect to rollover provisions; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 215—
BY SENATOR BOISSIERE

AN ACT

To repeal R.S. 11:205, relative to the Louisiana State University Retirement System; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above resolution was referred to the Committee on Retirement.

SENATE BILL NO. 323—
BY SENATORS LENTINI, BOISSIERE, CAIN, DARDENNE, ELLINGTON, HEITMEIER, HOLLIS AND SCHEDLER AND ULLO

AN ACT

To amend and reenact R.S. 48:279, relative to highways; to provide relative to non-peak hours construction and maintenance work on limited access highways; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 336—
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 23:1310.5(E), relative to workers' compensation; to provide with respect to claim resolution; to provide for hearing and appellant procedures; to provide for surgical procedures; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 414—
BY SENATOR SMITH

AN ACT

To enact R.S. 33:441.30, relative to municipal courts; to provide that the board of aldermen of a village with a population greater than three hundred ten and less than three hundred twenty-five, shall, upon request of the mayor, appoint a court magistrate; to provide for the magistrate's duties; to provide for the magistrate's salary; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 427—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:822(E), relative to Teachers' Retirement System of Louisiana; to provide with respect to election procedures; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 428—
BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 11:892, relative to the Teachers' Retirement System of Louisiana; to provide with respect to contribution limits; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 500—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 28:567(E) and R.S. 40:2103(C), 2116(D), and 2116.32(F)(2), and to enact R.S. 40:1300.143(3)(a)(viii) and (c), relative to moratoria on the licensing of mental health clinics and centers, long-term care hospital facilities, nursing facilities, and home health agencies; to extend the moratorium through July 1, 2008; to provide for a moratorium on the designation of rural hospitals for the purpose of the Rural Hospital Preservation Act; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 635—
BY SENATOR BOISSIERE

AN ACT

To repeal R.S. 11:942.1 through 942.9, relative to the Teachers' Retirement System of Louisiana; to repeal the alternative contribution plan; to provide an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

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SENATE BILL NO. 684—

BY SENATOR ULLO

AN ACT

To enact R.S. 28:53.2(F), relative to civil immunity; to exempt a coroner, his support staff and law enforcement officers from civil liability for forceful entry to secure protective custody; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 703—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 37:3051(2), 3061(A)(1)(a) and the introductory paragraph of (b), 3062(A), and 3077(C)(2) and to enact R.S. 37:3061(A)(1)(d) and 3062(F), relative to the State Board of Electrolysis Examiners; to provide for membership and terms of office of the board; to provide for the domicile of the board; to provide requirements for licensed instructors; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 722—

BY SENATORS HAINKEL AND HOYT

AN ACT

To amend and reenact R.S. 11:103(B)(3)(e)(i) and to enact R.S. 11:103(D), relative to the Firefighters' Retirement System of Louisiana; to provide for the determination of the employer contribution rate; to change the period for amortization of actuarial gains and losses from fifteen years to thirty years; to provide with respect to valuation of all outstanding amortization bases in existence on June 30, 2002, exclusive of merger bases; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 733—

BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 30:9.1, relative to oil and gas production; to provide for termination of drilling and production units under certain circumstances; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources.

SENATE BILL NO. 773—

BY SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 32:398(K)(1), relative to accident reports; to provide for fees charged for providing copies of accident reports; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

SENATE BILL NO. 973—

BY SENATORS BOISSIERE, BAJOE AND IRONS AND REPRESENTATIVE MURRAY

AN ACT

To enact R.S. 48:1655(A)(1)(c), relative to the Regional Transit Authority; to provide for appointments to the board of commissioners; to allow the chief executive officer of the parish with the greatest percentage of public transit revenue to make certain appointments; to allow for legislative input in such appointments; to provide a time frame for such input; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 975—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 9:355.1(2), 355.3(B) and (C), 355.7 and 355.8(A), and to enact R.S. 9:355.4(B)(7), relative to child custody; to provide requirements for parents prior to relocation of a child; to provide for a time period in which a parent may object to the relocation of a child; to provide for parents with equal or shared custody; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 986—

BY SENATOR IRONS

AN ACT

To enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize eligible members to elect to participate in the Deferred Retirement Option Plan on a retroactive basis and receive a lump sum benefit of up to five years based upon the value of the pension at the retroactive date selected; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 989—

BY SENATOR HINES

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(1), (2)(b), and 3 and (I)(4) and (5) and 1299.47 (A)(1), (2)(b) and (c), and (3) and (I)(2) and (3) and to enact R.S. 40:1299.39.1(I)(6) and 1299.47(A)(2)(d) and (I)(4), relative to the medical review panel; to provide that each request include specific and particularized allegations of malpractice as to each named defendant health care provider; to require that the claimant pay a filing fee per named defendant which shall be waived in certain conditions; to provide that failure to pay the required fee shall invalidate the request for a medical review panel; to provide for payment of the medical review panel costs; to provide for refund of the filing fee under certain conditions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Civil Law and Procedure.

SENATE BILL NO. 1009—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 13:2095.2(A), and to enact Code of Criminal Procedure Art. 887(I) and R.S. 13:1899(C)(16), relative to the marshal of the city court of Pineville; to provide for the collection of fees in all criminal and traffic matters; to authorize the marshal to collect an additional fee from convicted persons as reimbursement for costs expended in executing warrants; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

SENATE BILL NO. 1011—

BY SENATORS MICHOT AND SCHEDLER

AN ACT

To amend and reenact R.S. 39:1496.1(A) and (B) and to enact R.S. 39:1496.1(E), relative to performance based contracts; to provide for review, approval, and oversight of such contracts; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Appropriations.

SENATE BILL NO. 1097—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 11:721.1(B) and to enact R.S. 11:701(33)(a)(xi), relative to the Teachers' Retirement System of Louisiana; to provide with respect to option to participate in the system; to provide with respect to the definition of "Teacher"; to include the director and staff of the Louisiana Resource Center for Educators within the definition of teacher; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 1098—

BY SENATOR DARDENNE

AN ACT

To enact R.S. 13:587.3, relative to the Nineteenth Judicial District Court; to authorize the judges by court rule to assign matters to be heard by specified divisions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Judiciary.

SENATE BILL NO. 1122—

BY SENATOR JOHNSON

AN ACT

To amend and reenact the introductory paragraph of R.S. 33:9074(D), and (D)(3), (4) and (5), (E), and (H)(2), relative to the Spring Lake Subdivision Improvement District; to provide for a majority approval of any fees or taxes imposed within the district; to extend the taxing authority; to authorize a collection fee for the city; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 1126—

BY SENATOR LENTINI

AN ACT

To amend and reenact R.S. 51:2453(1)(a)(i)(cc), relative to the quality jobs program; to provide for the percentage of health insurance premium to be paid by the employer for certain employees in order to qualify under the "Louisiana Quality Jobs Program Act"; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

SENATE BILL NO. 458—

BY SENATOR DUPRE

AN ACT

To enact R.S. 9:5167.2, relative to the cancellation of mortgages; to require the mortgagee to cancel the mortgage inscription; and to provide for related matters.

Called from the calendar.

Read by title.

On motion of Rep. Baldone, the bill was referred to the Committee on Civil Law and Procedure.

Motion

On motion of Rep. Winston, the Committee on Administration of Criminal Justice was discharged from further consideration of Senate Bill No. 797.

SENATE BILL NO. 797—

BY SENATORS BAJOE, BARHAM, DEAN, ELLINGTON, FIELDS, MICHOT, ROMERO, SCHEDLER AND SMITH

AN ACT

To enact Children's Code Art. 603.1, relative to abuse of children; to provide for mandatory reporters; to provide for certain educational requirements for teacher certification; and to provide for related matters.

Read by title.

On motion of Rep. Winston, the bill was recommitted to the Committee on Education.

**House and House Concurrent Resolutions
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 155 (Substitute
for House Concurrent Resolution No. 53 by Representative
LaFleur)—**

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To amend the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors rule (LAC 46:LXI.105(A)), which includes a definition of the phrase "practice of land surveying", by adding a Paragraph (e) to such definition; to authorize owners of agricultural land or their employees to prepare their own topographical maps for certain specified purposes; and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

Read by title.

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On motion of Rep. LaFleur, the resolution was ordered engrossed and passed to its third reading.

Senate Concurrent Resolutions Reported by Committee

The following Senate Concurrent Resolutions reported by committee were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 49— BY SENATOR HINES

A CONCURRENT RESOLUTION

To establish the Louisiana Diabetes Advisory Council as the entity that will provide statewide leadership to prevent diabetes, strive to continuously improve the lives of all Louisianians affected by diabetes mellitus, and reduce the burden of the disease.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Concurrent Resolution No. 49 by Senator Hines

AMENDMENT NO. 1

On page 3, between lines 2 and 3, insert the following:

"13. A representative of the Juvenile Diabetes Research Foundation.

14. A representative of the Louisiana Independent Pharmacy Association."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the resolution, as amended, was ordered passed to its third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 35— BY REPRESENTATIVE TOOMY AND SENATOR HEITMEIER A JOINT RESOLUTION

Proposing to amend Article VI, Section 14 of the Constitution of Louisiana, relative to increasing the financial burden of school boards; to provide that no law or state executive order, rule, or regulation requiring increased expenditures for any purpose shall be applicable to a school board except under certain circumstances; to provide for exceptions; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 134—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 49:968(B)(12), relative to administrative procedure; to require rules promulgated by the office of the state fire marshal, code enforcement and building safety, to be submitted to the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection and International Affairs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 134 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 4, after "safety," and before "be" insert "to"

AMENDMENT NO. 2

On page 2, line 6, after "Section B" delete the period "." and delete "However," and insert a semi-colon ";" and "however."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 221—

BY REPRESENTATIVE FARRAR

AN ACT

To enact Code of Criminal Procedure Article 885.1, relative to criminal penalties; to provide relative to the suspension of a driver's license for failing to pay fines assessed as a criminal penalty within a certain period of time; to provide for the issuance of a temporary permit; to provide for notice; to provide for the duration of the suspension; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 221 by Representative Farrar

AMENDMENT NO. 1

On page 1, line 2, after "to" and before the semicolon ";" change "sentencing" to "criminal penalties"

AMENDMENT NO. 2

On page 1, line 3, after "provide" and before "the" change "for" to "relative to"

AMENDMENT NO. 3

On page 1, line 4, after "time;" and before "to" insert "to provide for the issuance of a temporary permit;"

AMENDMENT NO. 4

On page 1, delete lines 12 through 17 in their entirety and insert in lieu thereof the following:

"A. When a fine is levied against a person convicted of any criminal offense, including any violation of the Louisiana Highway Regulatory Act or any municipal or parish ordinance regulating traffic in any municipality or in any parish and the defendant is granted an extension of time to pay the fine, the judge of the court having jurisdiction may order the driver's license to be surrendered to the sheriff or official of the court collecting fines for a period of time not to exceed one hundred eighty days. If, after expiration of one hundred eighty days, the defendant has not paid the fine, the sheriff or official of the court designated to collect fines shall forward the license to the Department of Public Safety and Corrections.

B. Upon receipt of a surrendered driver's license, the sheriff or court official responsible for collection of such fines shall issue a temporary permit for a period not to exceed one hundred eighty days or for a period of time set forth by the judge having jurisdiction. The temporary permits, the procedure for distributing such permits and the rules and regulations associated with such permits, shall be the same as devised by the Department of Public Safety and Corrections as required by R.S. 32:411.1.

C. If, after expiration of one hundred eighty days, the defendant has not paid the fine, the sheriff or official of the court designated to collect fines shall forward the license to the Department of Public Safety and Corrections. Upon receipt of the defendant's surrendered driver's license, the department shall suspend the driver's license of the defendant. The suspension shall begin when the department receives written notification from the court, and the department shall send immediate written notification to the defendant informing him of the suspension of driving privileges.

D. The department shall not reinstate, return, reissue, or renew a driver's license in its possession pursuant to this Section until payment of the fine and any additional administrative cost, fee, or penalty required by the judge having the jurisdiction and any other cost, fee, or penalty required by the department."

AMENDMENT NO. 5

On page 2, delete lines 1 through 5 in their entirety

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 262—

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 14:98(A)(1)(b) and R.S. 32:378.2(A)(2)(a)(iv), 661(C)(1)(c), 661.1(C)(1)(c), 662(A)(1)(a), (b), and (c), 667(A)(introductory paragraph) and (3) and (B)(1), and 668(A)(4) and (B)(1)(b), all as amended by Act No. 781 of the 2001 Regular Session of the Legislature effective September 30,

2003, and to enact R.S. 32:662(A)(1)(e), relative to operating a vehicle while intoxicated; to provide that a blood alcohol concentration of 0.05 percent or more is the applicable measure for purposes of certain instances of operating a vehicle while intoxicated; to provide relative to the issuance of a restricted driver's license; to provide relative to the administration of chemical tests and the use of results as evidence; to provide relative to the suspension of driver's licenses; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 262 by Representative Farrar

AMENDMENT NO. 1

On page 2, line 12, after "convicted" and before "for" insert "two or more times"

AMENDMENT NO. 2

On page 2, line 15, after "convicted" and before "or" change "one" to "two"

AMENDMENT NO. 3

On page 6, at the end of line 9, add "two or more times"

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 278—

BY REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e), relative to the Tuition Opportunity Program for Students high school core curriculum requirements specified for certain awards; to provide for the number and type of units that must be successfully completed by students for program eligibility; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 367—

BY REPRESENTATIVE R. CARTER

AN ACT

To amend and reenact R.S. 22:658(A)(4) and (B)(1), relative to insurance claims; to provide for penalties for failure to make a

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written offer to settle to third-party claimants; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 367 by Representative R. Carter

AMENDMENT NO. 1

On page 2, line 9, delete "ten" and insert "twenty-five"

AMENDMENT NO. 2

On page 2, line 11, after "employees," delete the remainder of the line and delete line 12.

AMENDMENT NO. 3

On page 2, line 13, delete "ten" and insert "twenty-five"

AMENDMENT NO. 4

On page 2, line 15, after "due" delete the remainder of the line, delete line 16, and insert in lieu thereof a period "."

On motion of Rep. Hebert, the amendments were adopted.

On motion of Rep. Hebert, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 404—

BY REPRESENTATIVES HUDSON, CURTIS, LAFLEUR, MORRELL, NEVERS, JACK SMITH, TRICHE, WELCH, WINSTON, BRUCE, ROMERO, AND SNEED

AN ACT

To enact R.S. 14:79.2 and R.S. 46:2143, relative to domestic abuse assistance; to authorize the use of electronic monitoring equipment in certain domestic violence cases; to require the court to specify the terms of electronic monitoring; to provide for minimum requirements of electronic monitoring; to create the crime of tampering with electronic monitoring equipment; to provide for criminal penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 404 by Representative Hudson

AMENDMENT NO. 1

On page 2, line 2, after "than" delete the remainder of the line and insert in lieu thereof "five hundred dollars and shall be imprisoned for not

more than six months. If the offender violates the provisions of this Section while he is involved in the commission of a felony, he shall be fined not more than one thousand"

AMENDMENT NO. 2

On page 2, line 25, after the period "." add "The court issuing the order shall be notified of the violation of the order by the local law enforcement agency within twenty-four hours."

AMENDMENT NO. 3

On page 3, line 6, after "Corrections" and before "for" insert a comma "," and add "or the court in misdemeanor cases."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 439—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(c)(iii), relative to the Tuition Opportunity Program for Students Performance Award; to provide eligibility requirements for an initial award; to provide conditions and limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 439 by Representative Martiny

AMENDMENT NO. 1

On page 3, line 1, after "courses" delete the remainder of the line and insert in lieu thereof a comma ","

AMENDMENT NO. 2

On page 3, at the beginning of line 2, delete "placement courses, or both," and insert "gifted curriculum courses, or advanced placement courses, or any combination of such courses,"

AMENDMENT NO. 3

On page 3, at the beginning of line 3, delete "honors courses or advanced placement courses, or both," and insert in lieu thereof "such courses"

AMENDMENT NO. 4

On page 3, between lines 16 and 17, insert the following:

"(ee) Notwithstanding the provisions of Subitem (bb) of this Item, no student graduating during the 2002-2003 school year shall be determined ineligible for a Performance Award pursuant to the provisions of this Item due solely to the fact that the student has less than ten grades for completion of honors curriculum courses, gifted

curriculum courses, or advanced placement courses, or any combination of such courses, for which the high school awards grades on a 5.0 scale or higher if the student has taken the maximum number of such courses offered by the high school for which grades are awarded on a 5.0 scale or higher and the school, in the case of a state-approved nonpublic high school, or the school system in the case of a public high school, began awarding grades for such courses on a 5.0 scale or higher for the first time during the 2002-2003 school year."

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 494—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact Code of Criminal Procedure Article 671(A)(3) and (B) and to enact Code of Criminal Procedure Article 671(C), relative to recusal of judges; to provide relative to grounds for recusal of a judge involving association with another attorney; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 535—

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 17:3048.1(W), relative to the Tuition Opportunity Program for Students Opportunity Award; to provide for the eligibility of certain students to receive an award; to provide guidelines and limitations; to provide for applicability; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education with recommendation that the bill be recommitted to the Committee on Appropriations.

On motion of Rep. Crane, the bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 547—

BY REPRESENTATIVES FAUCHEUX AND SCALISE

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 13(B) of the Constitution of Louisiana, relative to the formula for the minimum foundation program of education; to permit legislative amendment of the formula adopted by the State Board of Elementary and Secondary Education prior to approval of the formula by the legislature; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 549—

BY REPRESENTATIVE FUTRELL

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(b)(i), relative to the Tuition Opportunity Program for Students Opportunity Award; to provide eligibility requirements, including minimum scores on certain tests; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 575—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii), (4)(a)(iii), (B)(3)(a), (C)(2)(f) and (h)(i), (K)(3)(a) and (b), (L), (P)(1)(a), and (Q)(1)(a) and (b) and to repeal R.S. 17:3048.1(M), relative to the Tuition Opportunity Program for Students; to provide relative to residency and citizenship requirements; to provide relative to the adoption of certain rules by the administering agency, including guidelines and procedures permitting the administering agency to receive and consider certain test scores of an applicant that are obtained on a testing date during a specified time period in the year of the applicant's graduation from high school; to provide relative to a student who initially qualifies for more than one program award; to refer to court-ordered custodians rather than legal guardians; to provide relative to the reinstatement of award benefits to certain students; to provide relative to the eligibility of students graduating from certain out-of-state high schools; to remove provisions relative to the presentation of certain certificates of achievement and the procedures for doing so; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 594—

BY REPRESENTATIVES SCALISE, BRUNEAU, AND LANCASTER

A JOINT RESOLUTION

Proposing to add Article X, Section 31 of the Constitution of Louisiana, relative to public employees; to prohibit the state, any of its political subdivisions, and any governmental official, commission, or agency from requiring municipal fire or police employees or potential employees to reside or have a domicile in a particular place, except in certain parishes and municipalities; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

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HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 594 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 6, after "particular place" and before "to provide" delete the semi-colon ";," and insert a comma "," and insert "except in certain parishes and municipalities;"

AMENDMENT NO. 2

On page 2, line 2, after "police employees" and before "shall adopt" insert a comma "," and "except in parishes and municipalities with a population of thirty thousand or fewer persons according to the latest federal decennial census."

AMENDMENT NO. 3

On page 2, line 6, after "domicile" and before "in a" delete "in the state or"

AMENDMENT NO. 4

On page 2, line 21, after "police employees" and before "from requiring" insert a comma "," and insert "except in parishes and municipalities with a population of thirty thousand or fewer persons according to the latest federal decennial census,"

On motion of Rep. Lancaster, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 644—

BY REPRESENTATIVE CRANE

AN ACT

To enact R.S. 17:3048.1(W), relative to the Tuition Opportunity Program for Students TOPS-Tech and Opportunity awards; to provide eligibility for such awards for certain students who receive high school equivalency diplomas from the state Department of Education; to provide conditions and limitations; to provide for effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 644 by Representative Crane

AMENDMENT NO. 1

On page 2, at the end of line 6, delete the period "." and add the following:

"or the student has participated at the high school level in a home study program approved by the State Board of Elementary and Secondary Education for at least one school year and has been certified by a parent or legal guardian to have successfully completed that school year."

AMENDMENT NO. 2

On page 2, line 11, after "student" delete the remainder of the line and delete line 12 in its entirety and insert in lieu thereof the following:

"complies with the provisions of Subsection J of this Section relative to the student applying for federal student financial assistance."

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 665—

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii) and to enact R.S. 17:3048.1(C)(4), relative to residency requirements for participation by dependent students in the Tuition Opportunity Program for Students; to provide that such students who meet specified guidelines shall be residents for award eligibility purposes; to provide for effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 665 by Representative Doerge

AMENDMENT NO. 1

On page 4, at the end of line 2, delete the period "." and add "and the parent or legal guardian resides in a municipality having geographic boundaries that include a portion of the state of Louisiana."

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 690—

BY REPRESENTATIVE FARRAR

AN ACT

To amend and reenact R.S. 14:98(K)(2) and R.S. 32:378.2(A)(2)(a)(i), (ii), (iii), and (iv) as amended by Act No. 781 of the 2001 Regular Session of the Legislature effective September 30, 2003, 414(A)(1)(b), (B)(2), and (D)(1), 430(F)(1), 667(B)(3), and 668(B)(1)(c), relative to operating a vehicle while intoxicated; to provide for eligibility to receive a restricted driver's license; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 720—
BY REPRESENTATIVE HILL

AN ACT

To amend and reenact Children's Code Article 791.1, relative to the truancy and assessment and service center pilot program; to authorize the creation of a truancy and assessment and service center in the parish of Allen; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 980—
BY REPRESENTATIVES SNEED AND LANCASTER

AN ACT

To amend and reenact R.S. 49:968(C)(1), relative to the Administrative Procedure Act; to require that the copy of a rule as it is proposed for adoption, amendment, or repeal provided to the appropriate legislative oversight committee be in a certain form; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1018—
BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 37:1178 and to enact R.S. 37:1182(A)(22), (23), and (24), 1216, and 1217, relative to the Louisiana Pharmacy Practice Act; to provide for expense reimbursement for Louisiana Board of Pharmacy members; to provide the board the authority to conduct criminal background checks; to provide the board the authority to conduct identification verification; to provide the board the authority to require evaluations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1018 by Representative Johns

AMENDMENT NO. 1

On page 1, line 8, change "drug screen" to "evaluations"

AMENDMENT NO. 2

On page 2, delete lines 10 and 11 and insert in lieu thereof:

"(22) Have the authority to request and obtain state and national criminal history record"

AMENDMENT NO. 3

On page 2, delete lines 16 through 26

AMENDMENT NO. 4

On page 3, delete lines 1 and 2 and insert in lieu thereof "(23) Have the authority to require of any applicant for any license, registration,"

AMENDMENT NO. 5

On page 3, line 8 after "board," insert "The board may charge and collect from an applicant all fees and costs related hereto."

AMENDMENT NO. 6

On page 3, delete lines 9 through 14

AMENDMENT NO. 7

On page 3, delete lines 15 and 16 and insert in lieu thereof "(24) Have the authority to compel any person applying for or holding any license,"

AMENDMENT NO. 8

On page 3, delete line 19 and insert in lieu thereof "an evaluation by such"

AMENDMENT NO. 9

On page 3, delete lines 21 through 23

AMENDMENT NO. 10

On page 4, line 5, delete "," renewal."

AMENDMENT NO. 11

On page 5, line 2, change "shall" to "may"

AMENDMENT NO. 12

On page 5, line 13, change "shall" to "may"

AMENDMENT NO. 13

On page 6, line 16, change "drug screen" to "compel evaluation"

AMENDMENT NO. 14

On page 7, delete lines 5 through 7

AMENDMENT NO. 15

On page 7, line 10, after "director," insert "upon reasonable suspicion of such impairment,"

AMENDMENT NO. 16

On page 7, line 11, delete "a drug screen or" and insert "an"

AMENDMENT NO. 17

On page 7, line 12, delete "," or any combination thereof."

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AMENDMENT NO. 18

On page 7, line 15, after "C." insert the following:

"Reasonable suspicion of impairment shall be presumed based upon preliminary evidence that the licensee is impaired based on specific objective and articulable facts and reasonable inferences drawn from those facts in light of experience. For purposes of this Section, facts and inferences may be based upon but not limited to any of the following:

(1) Observable phenomena while practicing or assisting in the practice of pharmacy such as direct observation of alcohol or drug use or abuse or of the physical symptoms or manifestations of being impaired due to alcohol or other drug use;

(2) Abnormal conduct or erratic behavior while at work or a significant deterioration in work performance;

(3) A report of alcohol or other drug use provided by a reliable and credible source;

(4) Evidence that a licensee has received a positive result from any drug or alcohol test during the individual's employment with an employer;

(5) Evidence that a licensee has tampered with any drug or alcohol test during the individual's employment with an employer; or

(6) Evidence that a licensee has illegally manufactured, sold, distributed, solicited, possessed, used, or transferred drugs.

D."

AMENDMENT NO. 19

On page 7, line 18, delete "drug screen or"

AMENDMENT NO. 20

On page 7, line 19 change "evaluation, or both." to "evaluation."

AMENDMENT NO. 21

On page 7, line 20, change "D." to "E."

AMENDMENT NO. 22

On page 7, line 24, change "E." to "F."

AMENDMENT NO. 23

On page 7, delete line 25 and insert in lieu thereof "to have consented to submit to an evaluation"

AMENDMENT NO. 24

On page 7, line 26, delete "combination thereof."

AMENDMENT NO. 25

On page 8, line 2, delete "or the results of any drug screen"

AMENDMENT NO. 26

On page 8, line 4, delete ", drug screen report."

AMENDMENT NO. 27

On page 8, line 6, change "F." to "G."

AMENDMENT NO. 28

On page 8, line 7, delete "drug"

AMENDMENT NO. 29

On page 8, delete line 8 and insert in lieu thereof "evaluation shall not be used in"

AMENDMENT NO. 30

On page 8, delete line 11 and insert in lieu thereof:

"H. Whenever the board directs a licensee to submit to"

AMENDMENT NO. 31

On page 8, delete line 12 and insert in lieu thereof "an evaluation, the time from the date"

AMENDMENT NO. 32

On page 8, delete line 14 and insert in lieu thereof "of the evaluation, shall not be included in the"

AMENDMENT NO. 33

On page 8, delete lines 17 through 24

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1049—

BY REPRESENTATIVE WELCH

AN ACT

To repeal R.S. 37:2810(C)(3), relative to the licensing of chiropractors; to repeal the time limitations placed on an inactive license status.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Durand, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1336—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 17:3048.1(W), to provide for the use of certain Tuition Opportunity Program for Students awards at eligible Louisiana colleges and universities by students who are otherwise qualified for a program award and who enroll as first-time freshmen in an out-of-state college or university; to provide conditions and limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 1336 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 14, after "W." and before "Notwithstanding" insert "(1)"

AMENDMENT NO. 2

On page 2, between lines 22 and 23, add the following:

"(2) No student shall receive an initial award under the provisions of this Subsection after the 2006-2007 school year. However, any student granted an award pursuant to the provisions of this Subsection prior to the 2007-2008 school year may continue under such award as long as applicable continuation requirements in this Section are met."

AMENDMENT NO. 3

On page 2, line 9, change "(1)" to "(a)" and on line 12 change "(2)" to "(b)" and on line 17 change "(3)" to "(c)" and on line 21 change "(4)" to "(d)"

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1364—

BY REPRESENTATIVES HONEY, CURTIS, HUDSON, MORRELL, AND PEYCHAUD AND SENATOR HOLDEN
AN ACT

To enact R.S. 17:3048.1(W), relative to the Tuition Opportunity Plan for Students; to provide for the eligibility of certain students to receive awards; to provide guidelines and limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education with recommendation that the bill be recommended to the Committee on Appropriations.

On motion of Rep. Crane, the bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 1839—

BY REPRESENTATIVES BAYLOR AND L. JACKSON
AN ACT

To enact Children's Code Article 423(C)(6), relative to the authority of hearing officers in juvenile court; to authorize hearing officers to hear and make recommendations on all restraining orders filed in accordance with Children's Code Articles 1569 and 1570; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1851—

BY REPRESENTATIVES DEVILLIER, FARRAR, AND BRUCE
AN ACT

To amend and reenact R.S. 40:1563.1(C) and to enact R.S. 40:1563.1(D), relative to local arson investigators; to provide for training, certification, and qualification; to clarify their powers and duties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2015 (Substitute for House Bill No. 993 by Representative LaFleur)—

BY REPRESENTATIVE LAFLEUR
AN ACT

To enact Chapter 19-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1741 through 1741.3, relative to telecommunications; to provide relative to unsolicited commercial electronic mail advertisements; to provide for definitions; to prohibit certain activities; to require certain disclosures and the maintenance of certain electronic mail addresses; to provide relative to electronic mail addresses provided by an employer; to provide for civil actions and damages; and to provide for related matters.

Read by title.

On motion of Rep. LaFleur, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 2016 (Substitute for House Bill No. 1060 by Representative Beard)—

BY REPRESENTATIVE BEARD
AN ACT

To enact Chapter 17 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2391 through 2400, and R.S. 36:359(K), relative to reclaimed water; to establish a reclaimed water program; to provide for definitions; to prohibit the use of potable water for certain purposes if reclaimed water is available; to create and provide for the powers and duties of the Louisiana Ground Water Resources Commission's Committee on Reclaimed Water; to provide for the use of revenue collected from the sale of reclaimed water; to establish fees and penalties; to create a drought-proof supply of water for industry; and to provide for related matters.

Read by title.

On motion of Rep. Beard, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**Senate Instruments on Second Reading
Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

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SENATE BILL NO. 381— BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 30:2011(A)(3) and (D)(23), 2074(A)(4) and (B)(8), 2080, 2081, 2083, and R.S. 40:2821(B)(4) and (5), 2822(1), 2824, 2825(A)(2)(c) and (f), 2826(A), (B), (D), (E), and (F), and to enact R.S. 36:254.1, relative to public health and safety; to provide for the transfer of authority from the Department of Environmental Quality to the Department of Health and Hospitals relative to the administering of the fund; to authorize the Department of Health and Hospitals to issue tax-exempt and/or taxable debt relative to the fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Environment to Reengrossed Senate Bill No. 381 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 9, change "and/or" to "or"

AMENDMENT NO. 2

On page 6, line 12, change "and/or" to "or"

Reported without amendments by the Legislative Bureau.

On motion of Rep. Damico, the amendments were adopted.

On motion of Rep. Damico, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 475— BY SENATOR THOMAS

AN ACT

To enact R.S. 36:509(S) and Part XXVI of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:3087.191 through 3087.205, to create the Washington Parish Reservoir District as a political subdivision and state agency; to provide for a board of commissioners to manage the reservoir district; to provide for the powers and duties of the district including the power to levy taxes and issue bonds to prohibit certain actions and to provide penalties; to provide relative to the district's relationship with the Department of Transportation and Development and the Louisiana Wildlife and Fisheries Commission; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Salter, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 551— BY SENATORS B. JONES AND HOYT AND REPRESENTATIVE LANDRIEU

AN ACT

To amend and reenact R.S. 36:459(A), R.S. 47:301(2), (3)(b), introductory paragraph of (4), (4)(a), (b), (c), (h), (j), and (l), (8)(b), (10)(a)(i), (ii), and (vi), (b), (c), and (l), (14)(g)(i) and (i)(i), (15), (16)(d)(i) and (i), (h)(i), (ii), (iii), and (iv), and (i), (18)(a)(i),

and (19), 302(D), 305(A), (B), (C), the introductory paragraph of (D)(1), (D)(1)(j), (k), (l), (m), (n), (o), (p), (q), (r), (s), and (u), (2), (3), and (4), (E), (F), (G), and (H), 305.1(A) and (B), 305.3, 305.6, 305.7, 305.8, 305.13, 305.14(A)(1), 305.19, 305.26, 305.31(B), 305.36(A), 305.39, the introductory paragraph of 305.40(A), 305.42, and 305.48, to enact R.S. 47:301(25), (26), and (27), and Chapter 2D of Subtitle II of Title 47 of the Louisiana Revised Statutes to be comprised of R.S. 47:337.1 through 337.87, and R.S. 36:459(H), and to repeal R.S. 33:2713.1, 2716(A), 2716.1, 2716.2, 2717, 2718, 2718.1, 2718.2, 2718.3, 2718.4, 2718.5, 2719, 2720, 2720.1, 2737(G), 2741.1, 2844, 2844.1, 2844.2, 2845, 2845.1, 2846, and 2847, and R.S. 47:1515, relative to the sales and use tax of political subdivisions; to enact a uniform local sales tax code; to provide for the levy, collection, enforcement, and administration of local sales and use taxes; to provide for certain civil and criminal penalties; to provide for construction and interpretation of the code; to prohibit the state from assuming collection of local sales and use taxes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 551 by Senator B. Jones

AMENDMENT NO. 1

On page 1, line 4, following "16(d)(i)" and before the comma ",", delete "and (i)"

AMENDMENT NO. 2

On page 1, line 5, following "and (i)," and before ", 302(D)" change "(18)(a)(i), and (19)" to "and (18)(a)(i)"

AMENDMENT NO. 3

On page 1, line 5, following "(iv), and" and before "(i)" insert "the introductory paragraph of"

AMENDMENT NO. 4

On page 2, line 11, following "16(d)(i)" and before the comma ",", delete "and (i)"

AMENDMENT NO. 5

On page 2, line 11, following "(iv), and" and before "(i)" insert "the introductory paragraph of"

AMENDMENT NO. 6

On page 2, line 12, before "302(D)" change "(18)(a)(i), and (19)" to "and (18)(a)(i)"

AMENDMENT NO. 7

On page 5, line 9, following "(l)" and before "person" change "The term "dealer" shall include every" to "Every"

AMENDMENT NO. 8

On page 7, line 1, following "12" and before "of" insert "of Subtitle II"

AMENDMENT NO. 9

On page 11, delete lines 24 through 26, and on page 12, delete lines 1 through 11

AMENDMENT NO. 10

On page 12, line 18, following "of this" and before the comma ",," change "Title" to "Subtitle"

AMENDMENT NO. 11

On page 13, line 2, following "of this" and before "and" change "Title" to "Subtitle"

AMENDMENT NO. 12

On page 17, delete line 7

AMENDMENT NO. 13

On page 17, line 15, following "or" and before the period "." change "dentists" to "dentist"

AMENDMENT NO. 14

On page 20, line 7, following "E." and before "It" delete "(1)"

AMENDMENT NO. 15

On page 21, line 21, following "of" and before "demonstrator" change "such" to "a"

AMENDMENT NO. 16

On page 33, line 23, following "Chapters 2," and before "shall" change "2A, 2B, and 18 of this Title" to "2-A, 2-B, and 18 of this Subtitle"

AMENDMENT NO. 17

On page 38, line 2, following "2," change "2A, and 2B" to "2-A, and 2-B"

AMENDMENT NO. 18

On page 38, line 5, following "2," and before the comma ",," change "2A" to "2-A"

AMENDMENT NO. 19

On page 38, line 6, following "and" and before "of" change "2B" to "2-B"

AMENDMENT NO. 20

On page 38, line 22, following "47:305(C)" and before the comma ",," delete "(2)"

AMENDMENT NO. 21

On page 44, line 11, following "2-A" and before "of" insert "of Subtitle II"

AMENDMENT NO. 22

On page 69, line 8, following "Subsection" and before "of" change "(A)" to "A"

AMENDMENT NO. 23

On page 70, line 22, following "this" and before "on" change "Title" to "Subtitle"

AMENDMENT NO. 24

On page 72, line 1, following "Subsection" and before "of" change "(C)" to "C"

AMENDMENT NO. 25

On page 80, line 9, following "Subsection" change "(D)" to "D"

AMENDMENT NO. 26

On page 135, line 7, following "shall" and before "when" change "only be applicable" to "be applicable only"

On motion of Rep. Hammett, the amendments were adopted.

On motion of Rep. Hammett, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the local and consent calendar.

SENATE BILL NO. 873—

BY SENATOR JOHNSON

AN ACT

To enact R.S. 33:4880, relative to illegal dumping; to authorize the governing authority for the parish of Orleans to increase the fine for illegal dumping; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Environment.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Damico, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1029—

BY SENATORS HOLLIS AND B. JONES

AN ACT

To amend and reenact R.S. 51:2452(A), 2453(1)(b)(i), and 2453(4), relative to the quality jobs program; to provide that out-of-state employees relocating to Louisiana qualify as "new direct jobs" under the "Louisiana Quality Jobs Program Act"; to provide for technical and grammatical changes and for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Hammett, the bill was ordered passed to its third reading.

Under the rules, placed on the local and consent calendar.

SENATE BILL NO. 1041—

BY SENATOR IRONS

AN ACT

To amend and reenact R.S. 9:2440, relative to testaments; to provide for the continued validity of certain previously executed testaments; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Johns, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 2000—

BY REPRESENTATIVE ODINET

AN ACT

To enact R.S. 22:1404(7), relative to homeowners insurance rates; to provide for limitations; to provide for contiguous parishes; and to provide for related matters.

Read by title.

On motion of Rep. Odinet, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

**House and House Concurrent Resolutions on
Third Reading for Final Consideration**

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 4—

BY REPRESENTATIVE FAUCHEUX

A CONCURRENT RESOLUTION

To urge and request the secretary of state to study internet voting.

Read by title.

On motion of Rep. Fauchaux, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE MARTINY

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study all aspects of Kendra's Law and make specific recommendations for implementation of assisted outpatient treatment in Louisiana.

Read by title.

Motion

On motion of Rep. Martiny, the resolution was returned to the calendar.

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute, Marriage/Persons Committee to study Louisiana's visitation statutes and make specific recommendations on or before January 15, 2004, for revisions to state laws.

Read by title.

On motion of Rep. Bowler, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVE WADDELL

A CONCURRENT RESOLUTION

To urge and request the Department of State and the Department of Elections and Registration to develop and implement a system for providing voting information on the internet.

Read by title.

On motion of Rep. Waddell, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 42—

BY REPRESENTATIVE CRANE

A CONCURRENT RESOLUTION

To establish a multidisciplinary advisory council to provide advice to the state Department of Education on specific health-related matters as requested by the state superintendent of education on an as-needed basis.

Read by title.

On motion of Rep. Jane Smith, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 114—

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To continue the existence of the Louisiana Commission on French and the Louisiana French Study Committee, created in 2001 to assess the condition of the French language in Louisiana.

Read by title.

Rep. Jane Smith moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Peychaud
Alario	Futrell	Pierre
Alexander	Gallot	Pinac
Ansardi	Glover	Pitre
Arnold	Guillory	Powell
Baudoin	Hammett	Richmond
Baylor	Heaton	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th

Cazayoux	Iles	Smith, J.D.—50th
Crowe	Jackson, L	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	LeBlanc	Thompson
Doerge	Lucas	Toomy
Downer	Martiny	Townsend
Downs	McDonald	Triche
Durand	McVea	Tucker
Erdey	Montgomery	Waddell
Fannin	Morrell	Walker
Farrar	Murray	Welch
Faucheux	Nevers	Winston
Flavin	Odinet	Wooton
Frith	Perkins	Wright

Total—93

NAYS

Total—0

ABSENT

Baldone	Green	Landrieu
Broome	Hebert	Morrish
Carter, K	Jackson, M	Quezaire
Crane	Kenney	Walsworth

Total—12

The resolution was adopted.

Ordered to the Senate.

HOUSE RESOLUTION NO. 17—

BY REPRESENTATIVE SALTER

A RESOLUTION

To urge and request the House Committee on Commerce to study the regulation of landscape irrigation systems and the possibility of licensing persons who install certain systems in order to protect the public health, safety, and welfare, and to report the findings of the committee to the House of Representatives prior to the convening of the 2004 Regular Session.

Read by title.

On motion of Rep. Jane Smith, the resolution was adopted.

HOUSE RESOLUTION NO. 42—

BY REPRESENTATIVE MONTGOMERY

A RESOLUTION

To allow the Louisiana State Racing Commission additional time to study the feasibility, practicality, and impact of licensing additional racing facilities to conduct live horse racing within the boundaries of the state, specifically considering the potential legal and economic ramifications of such additions.

Read by title.

On motion of Rep. Jane Smith, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 131—

BY REPRESENTATIVES FAUCHEUX AND DANIEL

A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2004 Regular Session of the Legislature the provisions of R.S. 47:118 which impose a penalty for underpayment of estimated individual income tax.

Read by title.

Rep. Faucheux moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Arnold	Green	Pinac
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, R	Hunter	Schwegmann
Cazayoux	Hutter	Shaw
Crowe	Iles	Smith, G.—56th
Curtis	Jackson, L	Smith, J.D.—50th
Damico	Jackson, M	Smith, J.H.—8th
Daniel	Johns	Smith, J.R.—30th
Dartez	Katz	Sneed
Devilleir	Kennard	Stelly
Diez	LaFleur	Strain
Doerge	Lancaster	Swilling
Downer	LeBlanc	Toomy
Downs	Lucas	Townsend
Durand	Martiny	Triche
Erdey	McDonald	Tucker
Fannin	McVea	Waddell
Farrar	Montgomery	Walker
Faucheux	Morrell	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Frugé	Odinet	Wright

Total—96

NAYS

Total—0

ABSENT

Ansardi	Crane	Morrish
Baldone	Kenney	Thompson
Carter, K	Landrieu	Walsworth

Total—9

The resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. John Smith, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

**House Bills and Joint Resolutions
Returned from the Senate with Amendments**

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

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HOUSE BILL NO. 98—

BY REPRESENTATIVES JOHN SMITH, DOWNER, McDONALD, ALEXANDER, CROWE, CURTIS, HONEY, HUDSON, KENNARD, NEVERS, POWELL, JANE SMITH, SWILLING, AND THOMPSON AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(a)(iii) and to enact R.S. 17:3048.1(C)(2)(c)(v), relative to Tuition Opportunity Program for Students eligibility requirements applicable to children of certain military personnel and to students ordered to active duty in the United States armed forces or National Guard; to provide for the time period in which a nonresident on active duty with the United States armed forces who is stationed in Louisiana under permanent change of station orders must change his military records to establish Louisiana as his official home of record in order for a dependent child to be eligible for a Tuition Opportunity Program for Students award; to require the administering agency of the Tuition Opportunity Program for Students to provide by rule for a waiver procedure for certain program continuing eligibility requirements under specified circumstances and in accordance with certain conditions; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Theunissen to Engrossed House Bill No. 98 by Representative John Smith (Duplicate of Senate Bill No. 7)

AMENDMENT NO. 1

On page 1, line 2, after "17:3048.1(A)(1)(a)(iii)" add a comma "," and delete the remainder of the line.

AMENDMENT NO. 2

On page 1, line 3, delete "17:3048.1(C)(2)(c)(v)."

AMENDMENT NO. 3

On page 1, line 4, after "Students" add a semicolon ";" and delete the remainder of the line and delete lines 5 and 6 in their entirety and insert in lieu thereof the following:

"to provide for the time period"

AMENDMENT NO. 4

On page 1, line 10, change "home of record" to "state of legal residence"

AMENDMENT NO. 5

On page 1, delete lines 11 through 14 and on page 2, delete line 1 in its entirety and insert in lieu thereof the following:

"an award; to provide for an effective date;"

AMENDMENT NO. 6

On page 2, delete line 5 in its entirety and insert in lieu thereof the following:

"reenacted to read as follows:"

AMENDMENT NO. 7

On page 3, line 6, change "home of record" to "official state of legal residence"

AMENDMENT NO. 8

On page 3, line 12, change "home of record" to "state of legal residence"

AMENDMENT NO. 9

On page 3, delete lines 21 through 25 in their entirety.

AMENDMENT NO. 10

On page 4, delete lines 1 through 11 in their entirety.

Rep. John Smith moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alario	Fruge	Odinot
Alexander	Futrell	Perkins
Ansardi	Gallot	Peychaud
Arnold	Glover	Pierre
Baldone	Green	Pitre
Baudoin	Guillory	Powell
Baylor	Hammett	Quezaire
Beard	Heaton	Richmond
Bowler	Hebert	Romero
Broome	Hill	Salter
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, K	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kennard	Strain
Dartez	Kenney	Swilling
Devillier	LaFleur	Thompson
Diez	Lancaster	Toomy
Doerge	Landrieu	Townsend
Downer	LeBlanc	Triche
Downs	Lucas	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Welch
Farrar	Montgomery	Winston
Fauchaux	Morrell	Wooton
Flavin	Murray	Wright
Total—102		

NAYS

Total—0

ABSENT

Morrish Pinac Walsworth
Total—3

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 449—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 46:236.1(I)(2), relative to child support; to provide for the collection of past due support from federal tax refunds; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Schedler to Engrossed House Bill No. 449 by Representative Triche (Duplicate of Senate Bill No. 387)

AMENDMENT NO. 1

On page 2, delete lines 19 through 24 in their entirety.

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Fruge	Perkins
Alexander	Futrell	Peychaud
Ansardi	Gallot	Pierre
Arnold	Glover	Pitre
Baldone	Green	Powell
Baudoin	Guillory	Quezaire
Baylor	Hammett	Richmond
Beard	Heaton	Romero
Bowler	Hebert	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Strain
Damico	Kenney	Swilling
Daniel	LaFleur	Thompson
Darte	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Doerge	Lucas	Tucker
Downer	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Welch
Erdey	Montgomery	Winston

Fannin Morrell Wooton
Farrar Murray Wright
Faucheux Nevers
Total—98

NAYS

Total—0

ABSENT

Flavin Morrish Walsworth
Hill Pinac
Johns Stelly
Total—7

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 932—

BY REPRESENTATIVE PITRE AND SENATOR DUPRE

AN ACT

To enact R.S. 47:463.111, relative to motor vehicles; to provide relative to the issuance of license plates; to create the "America's WETLAND" prestige license plate to promote Louisiana's coastal wetlands and coastal wetland restoration; to provide relative to the fee for such plate; to provide for the design of such plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Dupre to Engrossed House Bill No. 932 by Representative Pitre (Duplicate of Senate Bill No. 28)

AMENDMENT NO. 1

On page 2, line 8, between "annual" and "fee" insert "royalty"

AMENDMENT NO. 2

On page 2, line 10, between "This" and "fee" insert "royalty"

AMENDMENT NO. 3

On page 2, line 14, immediately after "dollar" add "royalty"

AMENDMENT NO. 4

On page 2, line 15, change "WETLAND Foundation" to "Wetland, Incorporated"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed House Bill No. 932 by Representative Pitre

AMENDMENT NO. 1

On page 2, at the end of line 4, insert the following:

"However, the automobile license plate for sport utility vehicles and the license plate for pickup and other light trucks, except farm trucks, and trucks that are non-apportioned shall have imprinted on the bottom of the plate "Sportsman's Paradise"."

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Rep. Pitre moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander	Glover	Psychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Smith, J.R.—30th
Crowe	Katz	Sneed
Curtis	Kennard	Stelly
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Frige	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Devillier	Pinac
Farrar	Walsworth
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 948—

BY REPRESENTATIVES THOMPSON, BAUDOIN, BRUCE, CAZAYOUX, DOWNS, FANNIN, FRITH, HILL, KENNEY, LAFLEUR, MORRISH, JACK SMITH, AND STRAIN

AN ACT

To amend and reenact R.S. 14:212(A), relative to false statements concerning transactions involving forestry products; to prohibit making false statements with regard to ownership interests in, the tract name of, or the property description of, land on which forest products are harvested; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Thompson, the bill was returned to the calendar.

HOUSE BILL NO. 1007—

BY REPRESENTATIVES BRUNEAU AND RICHMOND AND SENATOR BOISSIERE

AN ACT

To amend and reenact R.S. 8:1(7) and (26), 656, 657, 658, 661, and 662 and R.S. 37:831(9), (16), and (23), 846(A)(6), (11), (13), and (14) and 849 and to enact R.S. 37:831(53) through (70) and 846(A)(16) through (19), and Part III of Chapter 10 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:871 through 885, relative to crematories; to provide for definitions; to provide for records of cemetery authorities; to provide relative to the Louisiana State Board of Embalmers and Funeral Directors; to provide for grounds for administrative action; to provide for injunction proceedings; to prohibit certain actions; to provide for qualifications for licenses and exceptions; to provide for renewal of licenses; to provide for license fees; to provide for authorizing agents for cremation; to provide for authorizations to cremate and refusals to cremate; to provide for cremation containers; to provide for cremation procedures and delivery and packaging of cremated human remains; to provide for the disposition of cremated human remains; to provide for violations and penalties; to provide relative to liability; to provide for administration and the promulgation of rules and regulations; to provide relative to pre-arranged or prepaid cremation services; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Boissiere to Engrossed House Bill No. 1007 by Representative Bruneau (Duplicate of Senate Bill No. 347)

AMENDMENT NO. 1

On page 4, line 19, change "meaning" to "meanings"

AMENDMENT NO. 2

On page 4, line 22, after "container" delete the remainder of the line and delete line 23 in its entirety.

AMENDMENT NO. 3

On page 4, line 24, delete "ceremonies."

AMENDMENT NO. 4

On page 4, line 24, after "metal," add "plastic."

AMENDMENT NO. 5

On page 5, line 1, after "combustible," add the following:

"in which a dead body is placed for religious services or other rites or ceremonies,"

AMENDMENT NO. 6

On page 5, line 5, immediately after "body" delete the remainder of the line

AMENDMENT NO. 7

On page 5, line 6, delete "dead human body."

AMENDMENT NO. 8

On page 18, delete line 13, in its entirety and insert in lieu thereof the following:

"for in Part XXVI of Chapter 1 of Title 51 of the Sanitary Code."

AMENDMENT NO. 9

On page 19, line 8, between "pacemaker" and "or" delete the comma ",."

AMENDMENT NO. 10

On page 19, line 11, between "pacemaker" and "or" delete the comma ",."

Rep. Bruneau moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alario	Futrell	Odinot
Alexander	Gallot	Perkins
Ansardi	Glover	Peychaud
Arnold	Green	Pierre
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Sneed
Damico	Katz	Strain
Daniel	Kennard	Swilling
Dartez	Kenney	Thompson
Devillier	LaFleur	Toomy
Diez	Lancaster	Townsend
Doerge	Landrieu	Triche
Downer	LeBlanc	Tucker
Downs	Lucas	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	Welch
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Frith	Murray	
Total—101		

NAYS

Total—0

ABSENT

Crowe
Pinac
Total—4

Smith, J.R.—30th
Stelly

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1036—

BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM
AN ACT

To amend and reenact R.S. 47:1519(B), relative to the payment of taxes by electronic funds transfer; to authorize the secretary of the Department of Revenue to require electronic funds transfer for certain taxpayers; to provide for a date of delivery; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1036 by Representative Hammett.

AMENDMENT NO. 1

On page 3, between lines 25 and 26 insert the following:

"(7) Notwithstanding any provisions of law to the contrary, the provisions of this Section shall not apply to individual income tax returns."

Rep. Hammett moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander	Glover	Peychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	Kenney	Strain
Devillier	LaFleur	Swilling
Diez	Lancaster	Thompson
Doerge	Landrieu	Toomy
Downer	LeBlanc	Townsend

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Downs	Lucas	Triche
Durand	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walker
Farrar	Montgomery	Welch
Faucheux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Früge	Nevers	
Total—101		

NAYS

Total—0

ABSENT

Baudoin	Pinac
Bruce	Walsworth
Total—4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1041— BY REPRESENTATIVES CAZAYOUX AND BRUCE AN ACT

To enact R.S. 39:1786(A)(10), relative to the powers of the Louisiana Correctional Facilities Corporation; to authorize the corporation to alienate or sell any properties acquired by the corporation but which have not been used for the purposes of financing and acquisition of correctional facilities for lease to the state of Louisiana; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1041 by Representative Cazayoux

AMENDMENT NO. 1

On page 2, between lines 6 and 7, insert:

"Section 2. The provisions of R.S. 41:1338 are not applicable to any property acquired by the Louisiana Correctional Facilities Corporation."

AMENDMENT NO. 2

On page 2, line 7, change "Section 2." to "Section 3."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 1041 by Representative Cazayoux

AMENDMENT NO. 1

Delete Senate Committee Amendments proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on May 5, 2003.

AMENDMENT NO. 2

On page 2, line 5, after "purpose." insert the following:

"The requirements and provisions of R.S. 41:1338 are not applicable to the sale, alienation or disposal of any such property by the corporation."

Rep. Cazayoux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Frith	Murray
Alario	Früge	Nevers
Alexander	Futrell	Odinot
Ansardi	Gallot	Perkins
Arnold	Glover	Peychaud
Baldone	Green	Pierre
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	Kenney	Strain
Devilleir	LaFleur	Thompson
Diez	Lancaster	Toomy
Doerge	Landrieu	Townsend
Downer	LeBlanc	Triche
Downs	Lucas	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Welch
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Morrish	Wright
Total—102		

NAYS

Total—0

ABSENT

Pinac	Swilling	Walsworth
Total—3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1183— BY REPRESENTATIVES PINAC, ALEXANDER, BAUDOIN, BROOME, BRUCE, DANIEL, DURAND, FLAVIN, PIERRE, WALSWORTH, CROWE, DEVILLIER, FANNIN, FRITH, SCHWEGMANN, AND GARY SMITH AND SENATORS MICHOT, CRAVINS, AND HOYT AN ACT

To enact Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.21 through 844.25, relative to an information and referral system; to provide for the authority of the Public Service Commission, to create a planning board to make recommendations to the commission, to provide for the requirements of the system and procedure for its planning,

implementation, operation, and associated costs; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Pinac, the bill was returned to the calendar.

HOUSE BILL NO. 1191—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 14:67.1 and to repeal R.S. 14:67.4 and 67.5, relative to theft; to provide for the crime of theft of livestock; to provide for criminal intent; to provide for criminal penalties; to provide for presumptive evidence and affirmative defenses; to define "livestock"; to repeal the crimes of theft of domesticated fish from fish farms and theft of crawfish; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Durand, the bill was returned to the calendar.

HOUSE BILL NO. 1226—

BY REPRESENTATIVE THOMPSON AND SENATOR SMITH

AN ACT

To amend and reenact R.S. 3:264(B)(introductory paragraph), 266(19), 314(C), 414, 446.5(G), 543(C), 544(B)(5), 1604(A)(3), 3391.5(A), and 4402(A), R.S. 15:1153(B)(2)(d), and R.S. 49:327.1(N), 327.2(P), and 968(B)(18), relative to the House and Senate agriculture committees; to change various statutes to provide for the House and Senate Committees on Agriculture, Forestry, Aquaculture and Rural Development; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Thompson, the bill was returned to the calendar.

HOUSE BILL NO. 1499—

BY REPRESENTATIVES PITRE, DURAND, BAUDOIN, BRUCE, DEVILLIER, DOWNS, FRITH, FRUGE, HUDSON, ILES, KENNEY, MORRISH, JACK SMITH, AND STRAIN

AN ACT

To enact R.S. 3:4617(D) and (E), relative to the labeling of food products; prevents advertisement or sale of certain food products; provides relative to the definition of "cajun"; restricts use of the term "cajun" in advertising certain food products; prohibits deceptive packaging; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Pitre, the bill was returned to the calendar.

HOUSE BILL NO. 1530—

BY REPRESENTATIVES THOMPSON, KENNEY, BAUDOIN, BRUCE, DEVILLIER, DOWNS, FRITH, FRUGE, HUDSON, ILES, MORRISH, JACK SMITH, AND STRAIN

AN ACT

To amend and reenact R.S. 3:1614(C) and 1617(A) and to enact R.S. 3:1614(D), relative to cotton; to provide for the holding of referendums to terminate or modify boll weevil assessments; to

provide relative to liens on cotton for payment of assessment; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Thompson, the bill was returned to the calendar.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 19—

BY REPRESENTATIVE FRITH

A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to authorize a judge who reaches the mandatory retirement age of seventy prior to finishing his term of office to complete that current term; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Toomy sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Toomy to Engrossed House Bill No. 19 by Representative Frith

AMENDMENT NO. 1

On page 1, line 4, change "seventy" to "seventy-five"

AMENDMENT NO. 2

On page 1, end of line 16, change "seventieth" to "seventy-fifth"

AMENDMENT NO. 3

On page 1, line 17, after "birthday." delete the remainder of the line and delete line 18 in its entirety

AMENDMENT NO. 4

On page 2, line 11, change "seventy" to "seventy-five"

Rep. Toomy moved the adoption of the amendments.

Rep. Frith objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Ansardi
Baldone

Flavin
Glover

Lancaster
Lucas

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Bowler	Heaton	McDonald
Broome	Hebert	Montgomery
Bruneau	Hill	Morrell
Capella	Hudson	Murray
Carter, R	Hunter	Odinot
Curtis	Hutter	Smith, J.R.—30th
Downs	Jackson, M	Strain
Erdey	Johns	Toomy
Farrar	Katz	Townsend
Total—33		

NAYS

Mr. Speaker	Frith	Powell
Alario	Fruge	Quezaire
Alexander	Futrell	Richmond
Arnold	Gallot	Romero
Baudoin	Hammett	Scalise
Beard	Honey	Schwegmann
Bruce	Iles	Shaw
Cazayoux	Jackson, L	Smith, G.—56th
Crane	Kennard	Smith, J.H.—8th
Damico	LaFleur	Sneed
Daniel	LeBlanc	Swilling
Devillier	McVea	Triche
Diez	Nevers	Tucker
Durand	Perkins	Waddell
Fannin	Pierre	Walker
Faucheux	Pitre	Winston
Total—48		

ABSENT

Baylor	Hopkins	Schneider
Carter, K	Kenney	Smith, J.D.—50th
Crowe	Landrieu	Stelly
Dartez	Martiny	Thompson
Doerge	Morrish	Walsworth
Downer	Psychaud	Welch
Green	Pinac	Wooton
Guillory	Salter	Wright
Total—24		

The amendments were rejected.

Rep. Frith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	McVea
Alario	Futrell	Montgomery
Alexander	Gallot	Morrell
Ansardi	Glover	Murray
Baldone	Hebert	Nevers
Baudoin	Hill	Odinot
Beard	Honey	Perkins
Broome	Hudson	Pierre
Bruce	Hunter	Quezaire
Carter, R	Hutter	Romero
Cazayoux	Iles	Schwegmann
Curtis	Jackson, L	Shaw
Damico	Jackson, M	Smith, G.—56th
Daniel	Johns	Smith, J.R.—30th
Devillier	Katz	Strain
Downer	Kennard	Swilling
Downs	LaFleur	Townsend
Durand	Lancaster	Triche

Erdey	LeBlanc	Waddell
Fannin	Lucas	Walker
Faucheux	Martiny	Winston
Flavin	McDonald	
Total—65		

NAYS

Bowler	Farrar	Scalise
Bruneau	Fruge	Smith, J.H.—8th
Capella	Pitre	Sneed
Crane	Powell	Toomy
Diez	Richmond	Tucker
Total—15		

ABSENT

Arnold	Heaton	Smith, J.D.—50th
Baylor	Hopkins	Stelly
Carter, K	Kenney	Thompson
Crowe	Landrieu	Walsworth
Dartez	Morrish	Welch
Doerge	Psychaud	Wooton
Green	Pinac	Wright
Guillory	Salter	
Hammett	Schneider	
Total—25		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

Suspension of the Rules

On motion of Rep. Sneed, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

HOUSE BILL NO. 86—

BY REPRESENTATIVE MURRAY

A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to increase the mandatory retirement age of judges to seventy-five years of age; to provide for an effective date; to provide for applicability; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Green	Nevers
Alario	Guillory	Odinot
Ansardi	Hammett	Psychaud
Arnold	Heaton	Quezaire
Baldone	Hebert	Richmond
Beard	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hutter	Smith, J.D.—50th
Carter, R	Jackson, L	Smith, J.H.—8th
Cazayoux	Jackson, M	Smith, J.R.—30th

Curtis	Johns	Stelly
Damico	Katz	Strain
Daniel	Kennard	Swilling
Doerge	Landrieu	Toomy
Downs	LeBlanc	Townsend
Durand	Lucas	Triche
Faucheux	Martiny	Waddell
Flavin	McDonald	Walker
Frith	Montgomery	Welch
Gallot	Morrell	Winston
Glover	Murray	
Total—68		

NAYS

Alexander	Farrar	Powell
Baudoin	Fruge	Scalise
Bowler	Iles	Smith, G.—56th
Crane	LaFleur	Sneed
Devillier	Lancaster	Tucker
Diez	McVea	Walsworth
Erdey	Perkins	
Fannin	Pierre	
Total—22		

ABSENT

Baylor	Futrell	Pitre
Carter, K	Hunter	Schneider
Crowe	Kenney	Thompson
Dartez	Morrish	Wooton
Downer	Pinac	Wright
Total—15		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 365—
BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 9:315.36, relative to the suspension of licenses for the nonpayment of support; to provide for the judicial suspension of licenses; and to provide for related matters.

Read by title.

Rep. Gary Smith moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Murray
Alario	Frith	Nevers
Alexander	Fruge	Odinot
Ansardi	Gallot	Perkins
Arnold	Glover	Peychaud
Baldone	Green	Pierre
Baudoin	Guillory	Pitre
Baylor	Hammett	Powell
Beard	Heaton	Quezaire
Bowler	Hebert	Richmond
Broome	Hill	Romero
Bruce	Honey	Salter
Bruneau	Hopkins	Scalise
Capella	Hudson	Schneider
Carter, K	Hunter	Schwegmann

Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	LaFleur	Strain
Devillier	Lancaster	Swilling
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Total—99		

NAYS

Total—0

ABSENT

Futrell	Pinac	Walsworth
Kenney	Thompson	Wright
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gary Smith moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 370—
BY REPRESENTATIVE FAUCHEUX
A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize a local government to provide capital from certain revenues for industrial development purposes; to provide prerequisites; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Faucheux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Odinot
Alario	Glover	Perkins
Alexander	Green	Peychaud
Ansardi	Guillory	Pierre
Arnold	Hammett	Pinac
Baldone	Heaton	Pitre
Baylor	Hebert	Powell
Beard	Hill	Quezaire
Broome	Honey	Richmond
Bruce	Hopkins	Salter
Bruneau	Hudson	Scalise
Capella	Hunter	Schneider
Carter, R	Hutter	Schwegmann
Cazayoux	Iles	Shaw

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Crane	Jackson, L	Smith, G.—56th
Crowe	Jackson, M	Smith, J.D.—50th
Curtis	Johns	Smith, J.H.—8th
Damico	Katz	Smith, J.R.—30th
Daniel	Kennard	Sneed
Dartez	LaFleur	Stelly
Devillier	Lancaster	Strain
Diez	Landrieu	Swilling
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Welch
Farrar	Montgomery	Winston
Faucheux	Morrell	Wooton
Flavin	Murray	
Frith	Nevers	
Total—91		

NAYS

Baudoin	Fruge	Tucker
Bowler	Toomy	
Total—5		

ABSENT

Carter, K	Kenney	Thompson
Downs	Morrish	Walsworth
Futrell	Romero	Wright
Total—9		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Faucheux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 388—

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 40:1742.2, relative to mobility-impaired parking spaces; to provide for such parking on certain ferries for certain vehicles; and to provide for related matters.

Read by title.

Rep. Damico moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Fruge	Perkins
Alexander	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider

Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Strain
Dartez	LaFleur	Swilling
Devilleir	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	
Total—95		

NAYS

Total—0

ABSENT

Curtis	Lancaster	Walsworth
Downs	Morrish	Wright
Futrell	Stelly	
Kenney	Thompson	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Damico moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 432—

BY REPRESENTATIVES POWELL AND CAZAYOUX AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 2:135.1(B)(2)(b), relative to airports and aviation; to provide relative to certain airport leases; to reduce the value of improvements or construction necessary for the extension of the primary lease term for certain leases; and to provide for related matters.

Read by title.

Rep. Powell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Psychaud
Alario	Gallot	Pierre
Alexander	Glover	Pinac
Ansardi	Green	Pitre
Arnold	Guillory	Powell
Baldone	Hammett	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Romero
Beard	Hill	Salter
Bowler	Honey	Scalise

Broome	Hopkins	Schneider
Bruce	Hudson	Schwegmann
Bruneau	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kennard	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Toomy
Devillier	Landrieu	Townsend
Diez	LeBlanc	Triche
Doerge	Lucas	Tucker
Downer	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Murray	Winston
Faucheux	Nevers	Wooton
Flavin	Odinet	
Frith	Perkins	
Total—97		

NAYS

Morrell
Total—1

ABSENT

Capella	Kenney	Wright
Downs	Morrish	
Futrell	Thompson	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Powell moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 458—
BY REPRESENTATIVES WELCH AND DANIEL
AN ACT

To amend and reenact R.S. 38:301(A)(3), relative to the authority of levee boards; to authorize the construction of bicycle paths and walkways along the main line levees of the Mississippi River in certain parishes; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Welch, the bill was returned to the calendar.

HOUSE BILL NO. 625—
BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 6:1096(G) and R.S. 9:3572.6(C), relative to loan brokers; to allow collection of certain fees by mortgage brokers and consumer loan brokers as part of an advance expense deposit; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Walsworth, the bill was returned to the calendar.

HOUSE BILL NO. 653—
BY REPRESENTATIVE K. CARTER
A JOINT RESOLUTION

Proposing to add Article VIII, Section 9.1 of the Constitution of Louisiana, to require members of each city, parish, and other local public school board to take a specified oath of office; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Quezaire, the bill was returned to the calendar.

HOUSE BILL NO. 662—
BY REPRESENTATIVE BRUNEAU
A JOINT RESOLUTION

Proposing to amend Article V, Section 24 of the Constitution of Louisiana, to provide for the qualifications of office for judges of the supreme court, courts of appeal, district court, family court, parish court, or court having solely juvenile jurisdiction; to provide for submission of the proposed amendment to the electors; to provide for an effective date; to provide for applicability; and to provide for related matters.

Read by title.

Rep. Townsend sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 662 by Representative Bruneau

AMENDMENT NO. 1

On page 1, line 17, change "ten" to "eight" and delete the comma ", " after "election"

AMENDMENT NO. 2

On page 2, line 14, change "ten" to "eight"

On motion of Rep. Townsend, the amendments were adopted.

Rep. Bruneau moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Nevers
Alexander	Fruge	Odinet
Ansardi	Futrell	Perkins
Arnold	Gallot	Peychaud
Baldone	Glover	Pierre
Baylor	Guillory	Pitre
Beard	Hammett	Powell
Broome	Heaton	Quezaire
Bruce	Hill	Salter
Bruneau	Honey	Scalise
Capella	Hopkins	Schwegmann

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Carter, K	Hudson	Shaw
Carter, R	Hunter	Smith, J.D.—50th
Cazayoux	Hutter	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Crowe	Jackson, M	Sneed
Curtis	Katz	Strain
Damico	Kennard	Swilling
Daniel	LaFleur	Toomy
Dartez	Lancaster	Townsend
Devillier	Landrieu	Triche
Diez	LeBlanc	Tucker
Doerge	Lucas	Waddell
Downer	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	Welch
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	
Faucheux	Murray	
Total—88		

NAYS

Alario	Iles	Smith, G.—56th
Baudoin	Kenney	Thompson
Bowler	Richmond	Wright
Hebert	Romero	
Total—11		

ABSENT

Flavin	Johns	Schneider
Green	Pinac	Stelly
Total—6		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 713— BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 32:295(A), (B)(2), (C), and (D) and to enact R.S. 32:295(B)(3) and (I), relative to child passenger restraint systems in motor vehicles; to provide for the age at which certain child restraint systems shall be used; to provide for definitions; to provide for situations in which passenger side airbag systems are activated; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Hutter, the bill was returned to the calendar.

HOUSE BILL NO. 965— BY REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 47:1922(E), relative to the Insurance Committee of the Assessors' Insurance Fund; to change the membership of the committee; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Frith	Nevers	Wright
Total—102		

NAYS

Total—0

ABSENT

Flavin	Johns	Stelly
Total—3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1333— BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 35:409, relative to ex officio notaries; to provide for the appointment of ex officio notaries for university police departments; to provide for the exercise of authority; to provide for compensation; to provide for the authority of the chief of police of the university to suspend or terminate the appointment; and to provide for related matters.

Read by title.

Rep. Daniel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Strain
Daniel	LaFleur	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsworth
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Faucheux	Murray	Wright
Frith	Nevers	
Fruge	Odinet	
Total—100		

NAYS

Total—0

ABSENT

Bruneau	Johns	Welch
Flavin	Stelly	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Daniel moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1395—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact Civil Code Article 113, relative to interim spousal support; to provide for the termination of support; and to provide for related matters.

Read by title.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alario	Futrell	Odinet
Alexander	Gallot	Perkins
Ansardi	Glover	Peychaud
Arnold	Green	Pierre
Baldone	Guillory	Pinac
Baudoin	Hammett	Pitre
Baylor	Heaton	Powell
Beard	Hebert	Quezaire
Bowler	Hill	Richmond
Broome	Honey	Romero
Bruce	Hopkins	Salter
Capella	Hudson	Scalise
Carter, K	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Katz	Smith, J.R.—30th
Damico	Kennard	Sneed
Daniel	Kenney	Strain
Dartez	LaFleur	Swilling
Devilleir	Lancaster	Thompson
Diez	Landrieu	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Frith	Murray	Wright
Total—99		

NAYS

Total—0

ABSENT

Bruneau	Johns	Stelly
Flavin	Schneider	Wooton
Total—6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Townsend moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1548—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 36:109(B) and Part VI of Chapter 3 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:971 through 978, relative to economic development; to create the Louisiana Applied Polymer Technology Extension Consortium and its board of directors and advisory committee; to provide for

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the transfer of the consortium and the advisory committee; to provide for the membership and powers and duties of the board and advisory committee; to provide for the powers and duties of the consortium; to provide for a plan of operation; to provide for funding and audits; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Perkins
Alario	Futrell	Peychaud
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, K	Hutter	Smith, G.—56th
Carter, R	Iles	Smith, J.D.—50th
Cazayoux	Jackson, L	Smith, J.H.—8th
Crane	Jackson, M	Smith, J.R.—30th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kennard	Strain
Daniel	Kenney	Swilling
Dartez	Lancaster	Thompson
Devillier	Landrieu	Toomy
Diez	LeBlanc	Townsend
Doerge	Lucas	Triche
Downer	Martiny	Tucker
Downs	McDonald	Waddell
Durand	McVea	Walker
Erdey	Montgomery	Walsmond
Fannin	Morrell	Welch
Farrar	Morrish	Winston
Faucheux	Murray	Wooton
Flavin	Nevers	Wright
Frith	Odinet	

Total—104

NAYS

Total—0

ABSENT

LaFleur
Total—1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1572—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 4:148, 149, 163.1(F), 167(A), 173.1(A), 177, and 184(A) and (D)(2)(b) and to enact R.S. 4:143(16), 163.1(G), 165.2, 167(C), 178.1, and 182.3, relative to racing; to provide relative to the Louisiana State Racing Commission; to authorize harness or standardbred racing by one racing association in the state; to provide for definitions; to provide relative to rules and regulations; to provide relative to wagering; to provide for licensing fees; to provide relative to breakage, purses, and breeders' awards; to provide for liability; to establish an official registrar of standardbred horses; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Faucheux sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Faucheux to Engrossed House Bill No. 1572 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 10, after "horses;" delete the remainder of the line and at the beginning of line 11, delete "effectiveness;"

AMENDMENT NO. 2

On page 11, delete lines 19 through 21 in their entirety

On motion of Rep. Faucheux, the amendments were adopted.

Rep. Faucheux moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Heaton	Quezaire
Bowler	Hebert	Romero
Bruce	Honey	Schwegmann
Carter, R	Hudson	Smith, G.—56th
Cazayoux	Hunter	Smith, J.D.—50th
Curtis	Hutter	Smith, J.H.—8th
Damico	Jackson, L	Strain
Dartez	Jackson, M	Swilling
Devillier	LaFleur	Townsend
Faucheux	Montgomery	Triche
Frith	Morrell	Walker
Fruge	Odinet	Welch
Gallot	Peychaud	
Glover	Pierre	

Total—46

NAYS

Mr. Speaker	Fannin	Morrish
Alexander	Farrar	Murray
Ansardi	Flavin	Nevers
Baudoin	Futrell	Perkins
Beard	Hill	Powell
Broome	Hopkins	Scalise

Bruneau	Iles	Shaw
Capella	Johns	Sneed
Crane	Katz	Stelly
Crowe	Kennard	Thompson
Daniel	Kenney	Tucker
Diez	LeBlanc	Waddell
Downer	Lucas	Walsworth
Downs	Martiny	Winston
Durand	McDonald	Wright
Erdey	McVea	
Total—47		

ABSENT

Baylor	Lancaster	Schneider
Carter, K	Landrieu	Smith, J.R.—30th
Doerge	Richmond	Toomy
Hammett	Salter	Wooton
Total—12		

The Chair declared the above bill failed to pass.

Rep. Perkins moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On joint motion of Reps. Michael Jackson and Peychaud, and under a suspension of the rules, the above roll call was corrected to reflect them as voting yea.

Suspension of the Rules

On joint motion of Reps. Broome and McVea, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

HOUSE BILL NO. 1812—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 9:2796.2, relative to liability for damages; to provide for certain causes of action related to bonfire presentations on the Mississippi River levee; to provide for permits; to provide for certain restrictions; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Fauchaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Odinot
Alario	Gallot	Perkins
Alexander	Glover	Peychaud
Ansardi	Green	Pierre
Arnold	Guillory	Pinac
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Bruce	Honey	Scalise
Bruneau	Hopkins	Schneider
Capella	Hudson	Schwegmann
Carter, R	Hunter	Shaw

Cazayoux	Hutter	Smith, G.—56th
Crane	Iles	Smith, J.D.—50th
Crowe	Jackson, L	Smith, J.H.—8th
Curtis	Jackson, M	Smith, J.R.—30th
Damico	Johns	Sneed
Daniel	Katz	Stelly
Dartez	Kennard	Strain
Devallier	Kenney	Swilling
Diez	LaFleur	Thompson
Doerge	Lancaster	Townsend
Downer	LeBlanc	Triche
Downs	Lucas	Tucker
Durand	Martiny	Waddell
Erdey	McDonald	Walker
Fannin	McVea	Walsworth
Farrar	Montgomery	Welch
Fauchaux	Morrell	Winston
Flavin	Morrish	Wooton
Frith	Murray	Wright
Fruge	Nevers	
Total—98		

NAYS

Total—0

ABSENT

Baylor	Landrieu	Toomy
Broome	Pitre	
Carter, K	Salter	
Total—7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fauchaux moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1843 (Duplicate of Senate Bill No. 1041)—

BY REPRESENTATIVE MARTINY AND SENATOR IRONS
AN ACT

To amend and reenact R.S. 9:2440, relative to testaments; to provide for the continued validity of certain previously executed testaments; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Martiny, the bill was returned to the calendar.

HOUSE BILL NO. 1869—

BY REPRESENTATIVE PINAC
AN ACT

To amend and reenact R.S. 45:1163.1(A)(4), relative to common carrier or public utility rate increases; to provide that the filing of a proposed schedule shall only apply with respect to increases of rates of services which are deemed noncompetitive; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Psychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, R	Hutter	Shaw
Cazayoux	Iles	Smith, G.—56th
Crane	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	Kenney	Strain
Devillier	LaFleur	Swilling
Diez	Lancaster	Thompson
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright

Total—102

NAYS

Total—0

ABSENT

Carter, K	Landrieu	Toomy
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Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1899—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:380(A) and to repeal R.S. 32:380(E), relative to the width of vehicles; to increase the width of certain vehicles allowed to travel on certain highways; to repeal provisions relative to reasonable access for vehicles or combinations of vehicles, in excess of certain widths, between the interstate system and other highways; and to provide for related matters.

Read by title.

Rep. Diez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Pierre
Ansardi	Glover	Pinac
Arnold	Green	Pitre
Baldone	Guillory	Powell
Baudoin	Hammett	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Romero
Bowler	Hill	Salter
Broome	Honey	Scalise
Bruce	Hopkins	Schneider
Bruneau	Hudson	Schwegmann
Capella	Hunter	Shaw
Carter, R	Hutter	Smith, G.—56th
Cazayoux	Iles	Smith, J.D.—50th
Crane	Jackson, L	Smith, J.H.—8th
Crowe	Jackson, M	Smith, J.R.—30th
Curtis	Johns	Sneed
Damico	Katz	Stelly
Daniel	Kennard	Strain
Dartez	Kenney	Swilling
Devillier	LaFleur	Thompson
Diez	Lancaster	Toomy
Doerge	LeBlanc	Townsend
Downer	Lucas	Triche
Downs	Martiny	Tucker
Durand	McDonald	Waddell
Erdey	McVea	Walker
Fannin	Montgomery	Walsworth
Farrar	Morrell	Welch
Faucheux	Morrish	Winston
Flavin	Murray	Wooton
Frith	Nevers	Wright

Total—102

NAYS

Total—0

ABSENT

Carter, K	Landrieu	Psychaud
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Total—3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Diez moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1900—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:387(E)(1)(b) and 388(E) and (F)(1) and to enact R.S. 32:387.16, relative to special permits; to provide relative to issuance of special permits and payments for penalties; to provide relative to the disposition of such fees and payments for penalties; to create a special permit for the movement of containerized cargo under certain circumstances; and to provide for related matters.

Read by title.

Rep. Diez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Bowler	Hill	Salter
Broome	Honey	Schneider
Bruce	Hopkins	Schwegmann
Bruneau	Hudson	Shaw
Capella	Hunter	Smith, G.—56th
Carter, R	Hutter	Smith, J.D.—50th
Cazayoux	Iles	Smith, J.H.—8th
Crane	Jackson, L	Smith, J.R.—30th
Crowe	Jackson, M	Sneed
Curtis	Johns	Stelly
Damico	Katz	Strain
Daniel	Kennard	Swilling
Dartez	Kenney	Thompson
Devillier	LaFleur	Toomy
Diez	Lancaster	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Fruge	Odinet	
Total—100		

NAYS

Romero
Total—1

ABSENT

Beard	Landrieu
Carter, K	Scalise
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Diez moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1903—

BY REPRESENTATIVE MCVEA

AN ACT

To enact R.S. 38:2212(A)(1)(d)(ii), relative to letting public contracts; to provide for an exception for certain construction projects undertaken by public entities; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. McVea moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Peychaud
Alario	Glover	Pierre
Alexander	Green	Pinac
Ansardi	Guillory	Pitre
Arnold	Hammett	Powell
Baldone	Heaton	Quezaire
Baudoin	Hebert	Richmond
Baylor	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Stelly
Daniel	LaFleur	Strain
Dartez	Lancaster	Swilling
Devillier	Landrieu	Thompson
Diez	LeBlanc	Toomy
Doerge	Lucas	Townsend
Downer	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walker
Fannin	Morrell	Walsworth
Farrar	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinet	Wright
Futrell	Perkins	
Total—101		

NAYS

Total—0

ABSENT

Beard	Faucheux
Carter, K	Johns
Total—4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McVea moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1907—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 9:355.12, relative to relocating the residence of a child; to provide for the determining factors; and to provide for related matters.

Read by title.

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Rep. Winston sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Winston to Engrossed House Bill No. 1907 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 9:355.12" and before the comma "," insert "and 355.13"

AMENDMENT NO. 2

On page 1, line 3, after "factors;" and before "and" insert "to provide relative to the burden of proof;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 9:355.12" and before "hereby" change "is" to "and 355.13 are"

AMENDMENT NO. 4

On page 2, after line 25, add the following:

"(12) Any history of substance abuse or violence by either parent, including a consideration of the severity of such conduct and the failure or success of any attempts at rehabilitation."

AMENDMENT NO. 5

On page 3, line 3, after "denied" and before the period "." insert "or whether or not the person opposing relocation will also relocate if relocation is allowed"

AMENDMENT NO. 6

On page 3, after line 3, add the following:

"§355.13. Burden of proof

The relocating parent has the burden of proof that the proposed relocation is made in good faith and is in the best interest of the child. In determining the child's best interest, the court shall consider the benefits which the child will derive either directly or indirectly from an enhancement in the relocating parent's general quality of life."

On motion of Rep. Winston, the amendments were adopted.

Rep. Winston moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Nevers
Alario	Gallot	Odinot
Alexander	Glover	Perkins
Ansardi	Green	Peychaud
Arnold	Guillory	Pierre
Baldone	Hammett	Pinac
Baudoin	Heaton	Pitre
Beard	Hebert	Powell
Bowler	Hill	Quezaire
Broome	Honey	Richmond

Bruce	Hopkins	Romero
Bruneau	Hudson	Scalise
Carter, K	Hunter	Schneider
Carter, R	Hutter	Schwegmann
Cazayoux	Iles	Shaw
Crane	Jackson, L	Smith, J.D.—50th
Curtis	Jackson, M	Smith, J.H.—8th
Damico	Johns	Smith, J.R.—30th
Daniel	Katz	Sneed
Dartez	Kennard	Stelly
Devillier	LaFleur	Strain
Diez	Lancaster	Swilling
Doerge	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Lucas	Tucker
Durand	Martiny	Waddell
Farrar	McDonald	Walker
Flavin	McVea	Welch
Frith	Montgomery	Winston
Fruge	Murray	
Total—89		

NAYS

Crowe	Morrell	Walsworth
Kenney	Thompson	Wright
Total—6		

ABSENT

Baylor	Faucheux	Triche
Capella	Morrish	Wooton
Erdey	Salter	
Fannin	Smith, G.—56th	
Total—10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Winston moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 2014 (Substitute for House Bill No. 1224 by Representative Walsworth)—

BY REPRESENTATIVES WALSWORTH, DEWITT, AND JOHNS

AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(2)(c) and (I)(3) and (4) and 1299.47(A)(2)(c) and (I)(2)(b) and to enact R.S. 40:1299.47(I)(2)(c) and (d), relative to medical malpractice review panels; to provide for the failure to appoint an attorney chairman of the state and the private medical review panels within one year from the date of request; to provide for the dismissal of claims; to provide for unanimous decisions by state and private medical review panels; to provide for the payment of the costs; to provide for the posting of a cash or surety bond in certain circumstances; and to provide for related matters.

Read by title.

Rep. Walsworth moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Flavin	Nevers
Alario	Frith	Odinot
Alexander	Fruge	Perkins

Ansardi	Futrell	Peychaud
Arnold	Gallot	Pierre
Baldone	Glover	Pinac
Baudoin	Green	Pitre
Baylor	Guillory	Powell
Beard	Hammett	Quezaire
Bowler	Heaton	Romero
Bruce	Hebert	Scalise
Bruneau	Hill	Schneider
Capella	Honey	Schwegmann
Carter, K	Hopkins	Shaw
Carter, R	Hudson	Smith, G.—56th
Cazayoux	Hutter	Smith, J.D.—50th
Crane	Iles	Smith, J.H.—8th
Crowe	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kennard	Strain
Daniel	Kenney	Swilling
Dartez	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Doerge	LeBlanc	Tucker
Downer	Martiny	Waddell
Downs	McDonald	Walker
Durand	McVea	Walsworth
Erdey	Montgomery	Welch
Fannin	Morrell	Winston
Farrar	Morrish	Wright
Faucheux	Murray	
Total—95		

NAYS

Broome	Jackson, L	Richmond
Hunter	Jackson, M	
Total—5		

ABSENT

Lucas	Smith, J.R.—30th	Wooton
Salter	Triche	
Total—5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walsworth moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 813—

BY REPRESENTATIVE TOWNSEND
AN ACT

To amend and reenact R.S. 9:2801.1, relative to community property; to provide for the allocation of community property equal to the value of a pension or retirement plan when federal law precludes community classification.

Called from the calendar.

Read by title.

Rep. Townsend moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Nevers
Alario	Futrell	Odinot
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Romero
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw
Carter, K	Iles	Smith, G.—56th
Carter, R	Jackson, L	Smith, J.D.—50th
Cazayoux	Jackson, M	Smith, J.H.—8th
Crane	Johns	Sneed
Curtis	Katz	Stelly
Damico	Kennard	Strain
Daniel	Kenney	Swilling
Dartez	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Doerge	LeBlanc	Tucker
Downer	Lucas	Waddell
Downs	Martiny	Walker
Durand	McDonald	Walsworth
Erdey	McVea	Welch
Fannin	Montgomery	Winston
Farrar	Morrell	Wright
Faucheux	Morrish	
Frith	Murray	
Total—97		

NAYS

Total—0

ABSENT

Crowe	Perkins	Triche
Flavin	Salter	Wooton
Guillory	Smith, J.R.—30th	
Total—8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Townsend moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

**House Bills and Joint Resolutions
Returned from the Senate with Amendments**

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

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25th Day's Proceedings - May 15, 2003

HOUSE BILL NO. 1183—

BY REPRESENTATIVES PINAC, ALEXANDER, BAUDOIN, BROOME, BRUCE, DANIEL, DURAND, FLAVIN, PIERRE, WALSWORTH, CROWE, DEVILLIER, FANNIN, FRITH, SCHWEGMANN, AND GARY SMITH AND SENATORS MICHOT, CRAVINS, AND HOYT

AN ACT

To enact Chapter 8-I of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.21 through 844.25, relative to an information and referral system; to provide for the authority of the Public Service Commission, to create a planning board to make recommendations to the commission, to provide for the requirements of the system and procedure for its planning, implementation, operation, and associated costs; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Michot to Engrossed House Bill No. 1183 by Representative Pinac (Duplicate of Senate Bill No. 786)

AMENDMENT NO. 1

On page 2, delete line 26 in its entirety and insert in lieu thereof the following:

"for personal, family, or financial problems."

AMENDMENT NO. 2

On page 3, line 6, delete "such recommendations"

AMENDMENT NO. 3

On page 5, delete line 10 in its entirety and insert in lieu thereof the following:

"guidance when citizens have personal, family, or financial problems which are not"

Rep. Pinac moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Peychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Bowler	Honey	Salter
Broome	Hopkins	Scalise
Bruce	Hudson	Schneider
Bruneau	Hunter	Schwegmann
Capella	Hutter	Shaw

Carter, K

Carter, R

Cazayoux

Crowe

Curtis

Damico

Daniel

Dartez

Devillier

Diez

Doerge

Downer

Downs

Durand

Erdey

Fannin

Farrar

Faucheux

Flavin

Frith

Fruge

Total—103

Iles

Jackson, L

Jackson, M

Johns

Katz

Kennard

Kenney

LaFleur

Lancaster

Landrieu

LeBlanc

Lucas

Martiny

McDonald

McVea

Montgomery

Morrell

Morrish

Murray

Nevers

Odinot

Smith, G.—56th

Smith, J.D.—50th

Smith, J.H.—8th

Smith, J.R.—30th

Sneed

Stelly

Strain

Swilling

Thompson

Toomy

Townsend

Triche

Tucker

Waddell

Walker

Walsworth

Welch

Winston

Wright

NAYS

Total—0

ABSENT

Crane

Wooton

Total—2

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1191—

BY REPRESENTATIVE DURAND

AN ACT

To amend and reenact R.S. 14:67.1 and to repeal R.S. 14:67.4 and 67.5, relative to theft; to provide for the crime of theft of livestock; to provide for criminal intent; to provide for criminal penalties; to provide for presumptive evidence and affirmative defenses; to define "livestock"; to repeal the crimes of theft of domesticated fish from fish farms and theft of crawfish; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Smith to Reengrossed House Bill No. 1191 by Representative Durand (Duplicate of Senate Bill No. 745)

AMENDMENT NO. 1

On page 1, lines 6 and 7 delete "to repeal the crimes of theft of domesticated fish from fish farms and theft of crawfish;"

AMENDMENT NO. 2

On page 2, line 7, change "other" to "owner"

AMENDMENT NO. 3

On page 2, line 9, change "other" to "owner"

AMENDMENT NO. 4

On page 2, lines 16 and 17, delete "the owner," and insert "an"

AMENDMENT NO. 5

On page 2, line 17, delete "or"

AMENDMENT NO. 6

On page 2, line 18, between "3:663," and "or acquired" insert "or owner"

AMENDMENT NO. 7

On page 2, line 18, between "of the" and "agent," delete "owner," and after "dealer," delete "or"

AMENDMENT NO. 8

On page 2, line 19, between "3:663," and "within" insert "or owner,"

AMENDMENT NO. 9

On page 2, line 25, change "Any" to "Either"

AMENDMENT NO. 10

On page 3, line 8, delete "owner," and change "or public" to "public"

AMENDMENT NO. 11

On page 3, line 9, between "3:663," and "to the" insert "or owner"

AMENDMENT NO. 12

On page 3, line 16, after "profit" change the semicolon ";" to a comma "," and delete the remainder of the line and insert in lieu thereof the following:

"used in agriculture,"

AMENDMENT NO. 13

On page 3, line 17, after "silviculture," delete the remainder of the line and insert in lieu thereof the following:

"or for other related purposes or used in the production"

AMENDMENT NO. 14

On page 3, line 18, delete "producing"

AMENDMENT NO. 15

On page 3, delete line 19 in its entirety and insert in lieu thereof the following:

"This definition includes but is not limited to cattle, buffalo, bison, oxen, and other bovine;"

AMENDMENT NO. 16

On page 4, line 1, between "waters;" and "and any hybrid" insert the following:

"any commercial crawfish from any crawfish pond;"

AMENDMENT NO. 17

On page 4, line 3, decap "State"

Rep. Durand moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fruge	Odinot
Alario	Futrell	Perkins
Alexander	Gallot	Peychaud
Ansardi	Glover	Pierre
Arnold	Green	Pinac
Baldone	Guillory	Pitre
Baudoin	Hammett	Powell
Baylor	Heaton	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw
Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crane	Jackson, M	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Katz	Sneed
Damico	Kennard	Strain
Daniel	Kenney	Swilling
Dartez	LaFleur	Thompson
Devillier	Lancaster	Toomy
Diez	Landrieu	Townsend
Doerge	LeBlanc	Triche
Downer	Lucas	Tucker
Downs	Martiny	Waddell
Durand	McDonald	Walker
Erdey	McVea	Walsworth
Fannin	Montgomery	Welch
Farrar	Morrell	Winston
Faucheux	Morrish	Wooton
Flavin	Murray	Wright
Frith	Nevers	
Total—104		

NAYS

Total—0

ABSENT

Stelly
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1499—

BY REPRESENTATIVES PITRE, DURAND, BAUDOIN, BRUCE, DEVILLIER, DOWNS, FRITH, FRUGE, HUDSON, ILES, KENNEY, MORRISH, JACK SMITH, AND STRAIN

AN ACT

To enact R.S. 3:4617(D) and (E), relative to the labeling of food products; prevents advertisement or sale of certain food products; provides relative to the definition of "cajun"; restricts use of the term "cajun" in advertising certain food products; prohibits deceptive packaging; and to provide for related matters.

Called from the calendar.

Read by title.

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The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Gautreaux to Engrossed House Bill No. 1499 by Representative Pitre (Duplicate of Senate Bill No. 777)

AMENDMENT NO. 1

On page 1, line 4, between "Cajun" and the semicolon ";," insert "and Louisiana Creole "

AMENDMENT NO. 2

On page 1, line 4, between "Cajun" and "in" insert "and Louisiana Creole "

AMENDMENT NO. 3

On page 1, line 16, between "(R.S. 38:2251" and the period "." insert the following:

"and R.S. 39:1595"

Rep. Pitre moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Perkins
Alario	Glover	Psychaud
Alexander	Green	Pierre
Ansardi	Guillory	Pinac
Arnold	Hammett	Pitre
Baudoin	Heaton	Powell
Baylor	Hebert	Quezaire
Beard	Hill	Richmond
Bowler	Honey	Romero
Broome	Hopkins	Salter
Bruce	Hudson	Scalise
Bruneau	Hunter	Schneider
Capella	Hutter	Schwegmann
Carter, K	Iles	Shaw
Carter, R	Jackson, L	Smith, G.—56th
Cazayoux	Jackson, M	Smith, J.D.—50th
Crane	Johns	Smith, J.H.—8th
Crowe	Katz	Smith, J.R.—30th
Curtis	Kennard	Sneed
Damico	Kenney	Strain
Dartez	LaFleur	Swilling
De villier	Lancaster	Thompson
Diez	Landrieu	Toomy
Downer	LeBlanc	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Futrell	Odinet	Wright
Total—99		

NAYS

Total—0

ABSENT

Baldone	Doerge	Lucas
Daniel	Fruge	Stelly
Total—6		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Motion

On motion of Rep. Hammett, the vote by which the Senate amendments to House Bill No. 1036 were rejected was reconsidered.

HOUSE BILL NO. 1036—

BY REPRESENTATIVE HAMMETT AND SENATOR BARHAM
AN ACT

To amend and reenact R.S. 47:1519(B), relative to the payment of taxes by electronic funds transfer; to authorize the secretary of the Department of Revenue to require electronic funds transfer for certain taxpayers; to provide for a date of delivery; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1036 by Representative Hammett.

AMENDMENT NO. 1

On page 3, between lines 25 and 26 insert the following:

"(7) Notwithstanding any provisions of law to the contrary, the provisions of this Section shall not apply to individual income tax returns."

Rep. Hammett moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Futrell	Perkins
Alario	Gallot	Psychaud
Alexander	Glover	Pierre
Ansardi	Green	Pinac
Arnold	Guillory	Pitre
Baldone	Hammett	Powell
Baudoin	Heaton	Quezaire
Baylor	Hebert	Richmond
Beard	Hill	Romero
Broome	Honey	Salter
Bruce	Hopkins	Scalise
Bruneau	Hudson	Schneider
Capella	Hunter	Schwegmann
Carter, K	Hutter	Shaw

Carter, R	Iles	Smith, G.—56th
Cazayoux	Jackson, L	Smith, J.D.—50th
Crowe	Jackson, M	Smith, J.H.—8th
Curtis	Johns	Smith, J.R.—30th
Damico	Katz	Sneed
Daniel	Kennard	Stelly
Dartez	Kenney	Strain
De villier	LaFleur	Swilling
Diez	Landrieu	Thompson
Doerge	LeBlanc	Toomy
Downer	Lucas	Townsend
Downs	Martiny	Triche
Durand	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Montgomery	Walker
Farrar	Morrell	Walsworth
Faucheux	Morrish	Welch
Flavin	Murray	Winston
Frith	Nevers	Wooton
Fruge	Odinot	Wright
Total—102		

NAYS

Total—0

ABSENT

Bowler	Crane	Lancaster
Total—3		

The amendments proposed by the Senate were concurred in by the House.

Suspension of the Rules

On motion of Rep. Bruneau, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 15, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 71 and 88

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Bruneau, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 88— BY SENATOR HAINKEL AND REPRESENTATIVE BRUNEAU A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana on the death of Mary Frances Burns Gregson.

Read by title.

On motion of Rep. Bruneau, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

HOUSE BILLS

May 15, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 1004
Returned without amendments.

House Bill No. 1005
Returned without amendments.

House Bill No. 1623
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 15, 2003

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 62, 372, 480, 502, 593, 660, 707, 969, 1027, 1046

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Farrar, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions

on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 62—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact Code of Civil Procedure Art. 4501, relative to representation of minors; to authorize the mother to represent the minor in certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 372—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 15:587(B), relative to criminal identification and information; to provide relative to the Louisiana Bureau of Criminal Identification and Information; to provide relative to finger printing services by such bureau under certain circumstances; to authorize fees for such services; and to provide for related matters.

Read by title.

SENATE BILL NO. 480—

BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 15:542.1(H)(1) and 572(B), relative to sex offenses; to provide relative to required registration of sex offenders; to limit certain exemptions from such registration to a pardon by the governor; and to provide for related matters.

Read by title.

SENATE BILL NO. 502—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 14:43(A)(1), relative to the crime of simple rape; to revise one of a set of circumstances that makes an act of sexual intercourse deemed to be without lawful consent; and to provide for related matters.

Read by title.

SENATE BILL NO. 593—

BY SENATOR SCHEDLER

AN ACT

To enact R.S. 44:3(A)(7), relative to public records; to provide that certain records or information contained therein which are in the custody of the Louisiana Bureau of Criminal Identification and Information shall not be subject to disclosure; to provide for exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 660—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 14:95(G)(3)(a), relative to offenses affecting the public safety; to provide with respect to the illegal carrying of weapons; to provide for certain exemptions from the prohibition of carrying concealed weapons for active and retired reserve or auxiliary law enforcement officers who are qualified annually by the Council on Peace Officer Standards and Training; and to provide for related matters.

Read by title.

SENATE BILL NO. 707—

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 3:262(C), 264(H), 266(20), 270(A), 1317(3), 1907(C), and 3210(C)(4), relative to the Louisiana Agricultural Finance Authority; to provide for its meeting requirements and its authority; to provide for authority to acquire, construct, renovate, and equip certain buildings; and to provide for related matters.

Read by title.

SENATE BILL NO. 969—

BY SENATOR BOISSIERE

AN ACT

To repeal Section 3 of Act 734 of the 1999 Regular Session, relative to written motions; to provide with respect to special motion to strike; to remove certain reporting duties of the Judicial Council relative thereto; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 1027—

BY SENATOR JOHNSON

AN ACT

To enact R.S. 14:40.4, relative to assault, battery, and related offenses; to prohibit burning a cross on the property of another or in a public place under certain circumstances; to provide penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 1046—

BY SENATOR B. JONES

AN ACT

To enact Part III-F of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:135 through 135.7, relative to expropriation; to authorize expropriation of property by a declaration of taking by municipalities with a population between twenty thousand five hundred twenty-five and twenty thousand five hundred fifty; to provide for definitions; to provide for the contents and place of filing of the petition; to provide for the prayer of the petition and for an ex parte order of deposit of estimated compensation; to provide for vesting of title; to provide for notice to the owner of the property; to provide for contesting the validity of the expropriation and for waiver of defenses; to provide for the answer by the owner; and to provide for related matters.

Read by title.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 61—

BY REPRESENTATIVE BEARD

A RESOLUTION

To commend teacher Brent Beatty and his students at Woodlawn High School for their active involvement in the governmental process.

Read by title.

On motion of Rep. Beard, and under a suspension of the rules, the resolution was adopted.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Judiciary

May 15, 2003

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 14, 2003, I am directed by your Committee on Judiciary to submit the following report:

House Concurrent Resolution No. 56, by Landrieu
Reported with amendments. (7-0-1)

House Concurrent Resolution No. 139, by Winston
Reported with amendments. (8-0-1)

House Bill No. 248, by Toomy
Reported with amendments. (7-0-1) (Regular)

House Bill No. 945, by Hopkins
Reported with amendments. (7-0-1) (Regular)

House Bill No. 1683, by Landrieu
Reported by substitute. (8-0-1) (Regular)

House Bill No. 1832, by Faucheux
Reported favorably. (6-0-1) (Regular)

House Bill No. 1956, by Welch
Reported with amendments. (7-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

Report of the Committee on Labor and Industrial Relations

May 15, 2003

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 14, 2003, I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 1031, by Tucker
Reported with amendments. (13-0) (Regular)

House Bill No. 1541, by Strain
Reported with amendments. (14-0) (Regular)

House Bill No. 1643, by Guillory
Reported with amendments. (12-0) (Regular)

ELCIE GUILLORY
Chairman

Report of the Committee on Municipal, Parochial and Cultural Affairs

May 15, 2003

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 14, 2003, I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Bill No. 244, by Lucas
Reported favorably. (8-0-1) (Regular)

House Bill No. 689, by Farrar
Reported favorably. (7-0-1) (Regular)

House Bill No. 717, by Flavin
Reported favorably. (7-0-1) (Regular)

House Bill No. 949, by Bruce
Reported with amendments. (7-0-1) (Local and Consent)

House Bill No. 1307, by LaFleur
Reported with amendments. (7-0-1) (Regular)

House Bill No. 1488, by Farrar
Reported with amendments. (7-0-1) (Regular)

House Bill No. 1516, by Faucheux
Reported with amendments. (7-0-1) (Regular)

House Bill No. 1726, by Morrell
Reported favorably. (7-0-1) (Regular)

House Bill No. 1761, by Morrell
Reported favorably. (7-0-1) (Regular)

House Bill No. 1762, by Morrell
Reported favorably. (7-0-1) (Regular)

House Bill No. 1866, by Richmond
Reported with amendments. (7-0-1) (Regular)

House Bill No. 1886, by Tucker
Reported favorably. (7-0-1) (Regular)

SHARON WESTON BROOME
Chairman

Report of the Committee on Retirement

May 15, 2003

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 14, 2003, I am directed by your Committee on Retirement to submit the following report:

House Bill No. 204, by Montgomery
Reported with amendments. (8-0) (Regular)

House Bill No. 205, by Montgomery
Reported favorably. (8-0) (Regular)

House Bill No. 217, by Montgomery
Reported favorably. (8-0) (Regular)

House Bill No. 219, by Montgomery
Reported with amendments. (9-0) (Regular)

House Bill No. 247, by Montgomery
Reported with amendments. (8-0) (Regular)

House Bill No. 284, by Montgomery

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Reported favorably. (8-0) (Regular)

House Bill No. 818, by Pinac
Reported with amendments. (6-0) (Regular)

House Bill No. 819, by Pinac
Reported favorably. (6-0) (Regular)

House Bill No. 907, by Schneider
Reported with amendments. (6-0) (Regular)

House Bill No. 913, by Schneider
Reported with amendments. (7-0) (Local and Consent)

House Bill No. 955, by Montgomery
Reported with amendments. (9-0) (Regular)

House Bill No. 956, by Montgomery
Reported with amendments. (7-0) (Regular)

House Bill No. 1115, by Triche
Reported favorably. (8-0) (Regular)

House Bill No. 1501, by Schneider
Reported favorably. (7-0) (Local and Consent)

M. P. "PETE" SCHNEIDER III
Chairman

Report of the Committee on Administration of Criminal Justice

May 15, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 232, by Futrell
Reported favorably. (7-0) (Regular)

House Bill No. 376, by Fauchaux
Reported favorably. (8-0) (Regular)

House Bill No. 377, by Fauchaux
Reported favorably. (6-2-1) (Regular)

House Bill No. 530, by Farrar
Reported favorably. (8-0) (Regular)

House Bill No. 641, by Winston
Reported by substitute. (7-0) (Regular)

House Bill No. 950, by Winston
Reported favorably. (7-0) (Regular)

House Bill No. 1105, by Landrieu
Reported favorably. (7-0) (Regular)

House Bill No. 1862, by Perkins
Reported favorably. (6-0) (Regular)

House Bill No. 1891, by Baldone
Reported favorably. (6-0) (Regular)

House Bill No. 1981, by Martiny
Reported favorably. (8-0) (Regular)

DANIEL MARTINY
Chairman

Report of the Committee on Education

May 15, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Education to submit the following report:

House Bill No. 259, by Winston
Reported favorably. (14-0) (Regular)

House Bill No. 347, by Smith
Reported with amendments. (11-1) (Regular)

House Bill No. 1923, by Hudson
Reported with amendments. (9-0) (Regular)

Senate Bill No. 365, by Theunissen
Reported with amendments. (10-0) (Regular)

Senate Bill No. 471, by Hoyt
Reported favorably. (10-0) (Regular)

CARL CRANE
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Health and Welfare

May 15, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Bill No. 243, by Ansardi
Reported with amendments. (14-0) (Regular)

House Bill No. 814, by Fauchaux
Reported with amendments. (9-0) (Regular)

House Bill No. 982, by Welch
Reported with amendments. (13-0) (Regular)

House Bill No. 1147, by Durand
Reported with amendments. (10-1) (Regular)

House Bill No. 1715, by Glover
Reported by substitute. (12-0) (Regular)

SYDNIE MAE DURAND
Chairman

Report of the Committee on House and Governmental Affairs

May 15, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Bill No. 105, by Pitre (Joint Resolution)
Reported favorably. (9-0)

House Bill No. 151, by Pitre
Reported favorably. (9-0) (Regular)

House Bill No. 447, by Triche
Reported favorably. (6-2) (Regular)

House Bill No. 489, by Baldone
Reported favorably. (9-0) (Regular)

House Bill No. 542, by Daniel (Joint Resolution)
Reported with amendments. (8-0)

House Bill No. 628, by Lancaster (Joint Resolution)
Reported favorably. (10-0)

House Bill No. 636, by Lancaster (Joint Resolution)
Reported favorably. (10-0)

House Bill No. 655, by Hebert (Joint Resolution)
Reported with amendments. (5-3)

House Bill No. 679, by Hebert (Joint Resolution)
Reported with amendments. (6-3)

House Bill No. 885, by Bruneau
Reported with amendments. (9-0) (Regular)

House Bill No. 895, by Lancaster
Reported favorably. (9-0) (Regular)

House Bill No. 1054, by Lancaster
Reported favorably. (10-0) (Regular)

House Bill No. 1221, by Murray
Reported favorably. (10-0) (Regular)

House Bill No. 1973, by Hebert
Reported favorably. (9-0) (Regular)

Senate Bill No. 256, by Dardenne
Reported favorably. (9-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Report of the Committee on Insurance

May 15, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Insurance to submit the following report:

House Bill No. 1508, by Hebert
Reported with amendments. (9-0) (Regular)

House Bill No. 1510, by Hebert
Reported with amendments. (9-0) (Regular)

House Bill No. 1966, by Hebert
Reported with amendments. (12-0) (Regular)

Senate Bill No. 581, by Lentini
Reported with amendments. (10-0) (Regular)

TROY HEBERT
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau

May 15, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 138
Reported with amendments.

Senate Bill No. 150
Reported without amendments.

Senate Bill No. 229
Reported without amendments.

Senate Bill No. 298
Reported without amendments.

Senate Bill No. 420
Reported without amendments.

Senate Bill No. 459
Reported without amendments.

Senate Bill No. 474
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Privileged Report of the Legislative Bureau

May 15, 2003

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 46
Reported without amendments.

Senate Bill No. 364
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

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Privileged Report of the Committee on Enrollment

May 15, 2003

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 59—

BY REPRESENTATIVES DOWNER, BALDONE, DARTEZ, FLAVIN, FRITH, HEBERT, MORRISH, PITRE, JACK SMITH, AND WOOTON

A RESOLUTION

To urge and request the casinos in the state of Louisiana to use seafood, and in particular shrimp, raised, harvested, and processed in Louisiana.

HOUSE RESOLUTION NO. 60—

BY REPRESENTATIVE SCHNEIDER

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Kevin McRae Haynie and to recognize his outstanding accomplishments.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 15, 2003

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES FRITH, TRICHE, AND NEVERS AND SENATOR HOYT

A CONCURRENT RESOLUTION

To suspend for the 2002-2003 school year the provisions of R.S. 17:154.1(A)(1) as applicable to any city, parish, or other local public school or school system which cannot meet for the 2002-2003 school year the minimum requirements for instructional time specified due to school closure for reasons of natural catastrophe or disaster and which also meet certain conditions.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Governor in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 15, 2003

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To urge and request the United States Secretary of Agriculture to expeditiously implement and expand cost of production insurance for cotton that is based on a producer's actual production cost history and to implement a cost of production insurance pilot program.

HOUSE CONCURRENT RESOLUTION NO. 117—

BY REPRESENTATIVE TOWNSEND AND SENATOR SMITH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide an exemption to the Sherman Anti-Trust Act to allow small and medium sized United States based and owned lumber manufacturers to sell their products through company-owned retail outlets.

HOUSE CONCURRENT RESOLUTION NO. 152—

BY REPRESENTATIVES FLAVIN, GUILLORY, HILL, ILES, JOHNS, MORRISH, AND STELLY AND SENATORS CAIN, MOUNT, AND THEUNISSEN

A CONCURRENT RESOLUTION

To commend Reverend Monsignor Irving A. DeBlanc of the Catholic Diocese of Lake Charles upon the sixty-fifth anniversary of his ordination to the priesthood.

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVES DOERGE, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOUIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, BRUNEAU, CAPELLA, K. CARTER, R. CARTER, CAZAYOUX, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOWNER, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, HUTTER, ILES, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LAFLEUR, LANCASTER, LANDRIEU, LEBLANC, LUCAS, MARTINY, McDONALD, MCVEA, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WELCH, WINSTON, WOOTON, AND WRIGHT

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Judge Charles A. "Corky" Marvin and to recognize his paramount contributions to the state, to his family and friends, and to his community.

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVES CROWE AND SCHNEIDER AND SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To commend Coach Wayne Grubb of Slidell High School for eighteen years of remarkable leadership and service.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and

taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 15, 2003

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Bills have been properly enrolled:

HOUSE BILL NO. 11— BY REPRESENTATIVE STRAIN

AN ACT

To name a portion of Louisiana Highway 59 in St. Tammany Parish the R.H. "Bill" Strain Memorial Highway; and to provide for related matters.

HOUSE BILL NO. 18—

BY REPRESENTATIVES BRUNEAU, ALARIO, ALEXANDER, ANSARDI, ARNOLD, BALDONE, BAUDOUIN, BAYLOR, BEARD, BOWLER, BROOME, BRUCE, CAPELLA, R. CARTER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEVILLIER, DEWITT, DIEZ, DOWNER, DOWNS, DURAND, ERDEY, FARRAR, FAUCHEUX, FLAVIN, FRITH, FRUGE, FUTRELL, GALLOT, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HOPKINS, HUDSON, HUNTER, L. JACKSON, M. JACKSON, JOHNS, KATZ, KENNARD, KENNEY, LANCASTER, LEBLANC, LUCAS, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PEYCHAUD, PIERRE, PINAC, PITRE, POWELL, QUEZAIRE, RICHMOND, ROMERO, SALTER, SCALISE, SCHWEGMANN, SHAW, GARY SMITH, JACK SMITH, JANE SMITH, SNEED, STELLY, SWILLING, THOMPSON, TOOMY, TOWNSEND, TRICHE, WADDELL, WALKER, WELCH, WINSTON, WOOTON, AND WRIGHT

AN ACT

To enact R.S. 47:463.111, relative to motor vehicles; to provide relative to license plates; to provide for creation of a special prestige license plate for commissioned police officers; to provide for fees for such plate; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 97—

BY REPRESENTATIVES NEVERS AND POWELL
AN ACT

To enact R.S. 17:85.2, relative to naming a high school football stadium; to authorize the city school board in certain cities to name a high school football stadium in honor of a former coach; to provide limitations; and to provide for related matters.

HOUSE BILL NO. 125—

BY REPRESENTATIVE ANSARDI AND SENATOR LENTINI
AN ACT

To designate a portion of Louisiana Highway 48 as Reverend Richard Wilson Drive; and to provide for related matters.

HOUSE BILL NO. 242—

BY REPRESENTATIVE QUEZAIRE AND SENATOR LAMBERT
AN ACT

To provide relative to state highways; to name a portion of Louisiana Highway 75 as the Martin Luther King, Jr. Parkway; and to provide for related matters.

HOUSE BILL NO. 287—

BY REPRESENTATIVE TOOMY AND SENATORS HEITMEIER AND DARDENNE
AN ACT

To recognize a portion of Louisiana Highway 23 in Gretna as the Mel Ott Parkway; and to provide for related matters.

HOUSE BILL NO. 328—

BY REPRESENTATIVE NEVERS AND SENATOR BAJIOIE
AN ACT

To enact R.S. 47:463.111, relative to motor vehicle prestige license plates; to provide for the creation of a prestige license plate to honor and promote foster parenting and adoption; to provide for the issuance of such plate; to provide relative to the fees for such plate; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 394—

BY REPRESENTATIVES SCALISE AND BOWLER
AN ACT

To amend and reenact R.S. 47:463.61(A), relative to vehicles for which the existing Choose Life license plates may be issued; to authorize the issuance of the Choose Life prestige license plate for motorcycles; and to provide for related matters.

HOUSE BILL NO. 407—

BY REPRESENTATIVE JOHNS
AN ACT

To provide relative to state highways; to name a portion of Louisiana Highway 3063, from Vinton to Louisiana Highway 109, as Delta Downs Drive; and to provide for related matters.

HOUSE BILL NO. 495—

BY REPRESENTATIVE KATZ
AN ACT

To authorize and provide for the transfer or lease of certain state property in Ouachita Parish to the Department of Transportation and Development from the University of Louisiana at Monroe; and to provide for related matters.

HOUSE BILL NO. 498—

BY REPRESENTATIVE TOWNSEND
AN ACT

To authorize and provide for the transfer or lease of certain state property in Natchitoches Parish to the city of Natchitoches from Northwestern State University; and to provide for related matters.

HOUSE BILL NO. 539—

BY REPRESENTATIVES ODINET AND HUTTER
AN ACT

To enact R.S. 17:85.2, relative to naming a high school football stadium; to authorize the parish school board in certain parishes to name a high school football stadium in honor of a former coach; to provide limitations; and to provide for related matters.

HOUSE BILL NO. 559—

BY REPRESENTATIVE PIERRE AND SENATOR ROMERO
AN ACT

To enact R.S. 49:191(14) and to repeal R.S. 49:191(12)(i), relative to the Department of Wildlife and Fisheries, including provisions to provide for the re-creation of the Department of Wildlife and Fisheries and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 568—

BY REPRESENTATIVES CRANE AND SCHNEIDER AND SENATOR THEUNISSEN
AN ACT

To amend and reenact R.S. 17:7.1(A)(4), relative to the certification of teachers; to provide for certification requirements relative to the teaching of reading for participants in certain alternate teacher education programs; and to provide for related matters.

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HOUSE BILL NO. 569—

BY REPRESENTATIVES CRANE AND SCHNEIDER AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:7.1(B), relative to the certification of certain public school administrators; to require, for certification as a principal or superintendent, the passage of an appropriate assessment instrument; to authorize the State Board of Elementary and Secondary Education to select the appropriate assessment instrument for such certification and to determine the level at which the assessment is satisfactorily passed; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 571—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 17:7(6)(c)(i), relative to emergency teaching permits; to provide for the renewal of an emergency teaching permit by the state superintendent of education; to provide limitations; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 602—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To enact R.S. 47:463.111, relative to motor vehicle prestige license plates; to provide for the creation of a Louisiana organ donation prestige license plate; to provide for the issuance of such plate; to provide relative to the fees for such plate; to provide for use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

HOUSE BILL NO. 606—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in East Baton Rouge Parish to the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 607—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Tammany Parish to the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 608—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in Webster Parish from Louisiana Tech University to the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 609—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in St. Tammany Parish from the Department of Health and Hospitals and the Department of Culture, Recreation and Tourism, to the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 718—

BY REPRESENTATIVE L. JACKSON

AN ACT

To amend and reenact Section 3 of Act No. 520 of the 1993 Regular Session of the Louisiana Legislature, relative to certain land which was dedicated by the state of Louisiana to the Caddo Parish School

Board; to provide for reversion of the property to the state; to authorize the sale of improvements made to the property by the school board; and to provide for related matters.

HOUSE BILL NO. 739—

BY REPRESENTATIVE DIEZ

AN ACT

To authorize and provide for the transfer or lease of certain state property in Caldwell Parish from the Department of Health and Hospitals and the Department of Culture, Recreation and Tourism to the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 806—

BY REPRESENTATIVES DIEZ AND JOHN SMITH

AN ACT

To authorize and provide for the transfer of certain state property in Vernon Parish from the Department of Transportation and Development to the United States Army; and to provide for related matters.

HOUSE BILL NO. 850—

BY REPRESENTATIVES MONTGOMERY, BRUCE, AND GLOVER

AN ACT

To amend and reenact R.S. 34:3160(D), relative to the Caddo-Bossier Parishes Port Commission; to provide relative to the rights and powers of such commission; to increase the maximum term of certain contracts, leases, and other agreements which may be entered into by such commission; and to provide for related matters.

HOUSE BILL NO. 896—

BY REPRESENTATIVE PIERRE AND SENATOR ROMERO

AN ACT

To enact R.S. 49:191(14) and to repeal R.S. 49:191(12)(j), relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural Resources and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 970—

BY REPRESENTATIVE K. CARTER

AN ACT

To authorize and provide for the transfer of certain state property in Orleans Parish to the Regional Transit Authority of the City of New Orleans from the Charity Hospital and Medical Center of Louisiana at New Orleans and the LSU Health Sciences Center, Health Care Services Division; and to provide for related matters.

HOUSE BILL NO. 1003—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 38:291(D)(1), relative to levee boards and districts; to provide for clarification of the levee district comprised of a certain portion of Jefferson Parish; and to provide for related matters.

HOUSE BILL NO. 1168—

BY REPRESENTATIVE QUEZAIRE AND SENATOR LAMBERT

AN ACT

To name a certain portion of Louisiana Highway 75 the Point Clair Thruway; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

On motion of Rep. LeBlanc, the rules were suspended to permit the Committee on Appropriations to meet on Monday, May 19, 2003, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1758

Suspension of the Rules

On motion of Rep. Johns, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Monday, May 19, 2003, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 35, 213, 547, and 594

Adjournment

On motion of Rep. Thompson, at 4:05 P.M., the House agreed to adjourn until Monday, May 19, 2003, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, May 19, 2003.

ALFRED W. SPEER
Clerk of the House

